

FIFTY-FIRST DAY

(Monday, April 12, 1937)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Calvert.

The roll of the House was called, and the following Members were present:

| | |
|-------------------|--------------------|
| Mr. Speaker | Herzik |
| Adkins | Holland |
| Alexander | Hoskins |
| Alsup | Howard |
| Amos | Huddleston |
| Baker | Hull |
| Bates | Hyder |
| Beckworth | Jackson |
| Bell | James |
| Blankenship | Johnson of Ellis |
| Boethel | Johnson |
| Bond | of Tarrant |
| Boyer | Jones of Angelina |
| Bradbury | Jones of Atascosa |
| Bradford | Jones of Falls |
| Bridgers | Jones of Wise |
| Brown | Keefe |
| Burton | Keith |
| Cagle | Kelt |
| Callan | Kenyon |
| Carssow | King |
| Cathey | Knetsch |
| Cauthorn | Langdon |
| Celaya | Lankford |
| Cleveland | Lanning |
| Colquitt | Leath |
| Davis of Haskell | Leonard |
| Davis of Jasper | Leyendecker |
| Davison of Fisher | Little |
| Davisson | Loggins |
| of Eastland | London |
| Dean | Mann |
| Deglandon | Mauritz |
| Derden | Mays |
| Dickson | McConnell |
| Dollins | McCracken |
| England | McDonald |
| Felty | McFarland |
| Fielden | McKee |
| Fox | McKinney |
| Fuchs | Metcalf |
| Gibson | Moffett |
| Graves | Monkhouse |
| Hamilton | Morris |
| Hankamer | Morse |
| Hanna | Newton |
| Harbin | Nicholson |
| Hardin | Oliver |
| Harrell | Palmer |
| Harris of Archer | Patterson of Mills |
| Harris of Dallas | Patterson |
| Harris of Dickens | of Travis |
| Hartzog | Petsch |
| Heflin | Pope |

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|------------------|------------------|
| Powell | Smith |
| Prescott | of Matagorda |
| Quinn | Smith of Tarrant |
| Ragsdale | Stevenson |
| Reader | Stinson |
| Reed of Bowie | Stocks |
| Reed of Dallas | Talbert |
| Rhodes | Tarwater |
| Riddle | Tennant |
| Roark | Tennyson |
| Ross | Thornberry |
| Russell | Thornton |
| Rutta | Vale |
| Schuenemann | Waggoner |
| Settle | Walker |
| Sharpe | Weldon |
| Shell | Westbrook |
| Simpson | Winfree |
| Skaggs | Wood |
| Smith of Hopkins | Worley |

Absent

Sewell

Absent—Excused

Broadfoot

Lucas

Farmer

Harper

Kern

A quorum was announced present.
Rev. George W. Coltrin, Chaplain
offered prayer.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Broadfoot for today, on motion of Mr. Carssow.

Mr. Harper for today, on motion of Mr. McKee.

Mr. Farmer for today, on motion of Mr. Smith of Matagorda.

The following Members were granted leaves of absence on account of illness:

Mr. Kern for today and the balance of the week, on motion of Mr. Smith of Hopkins.

Mr. Lucas for today and the balance of the week, on motion of Mr. Davis of Haskell.

HOUSE BILLS ON FIRST READING

Mr. Metcalfe moved to introduce, at this time, and have placed on first reading, House Bill No. 1087.

The motion prevailed by the following vote:

Yeas—114

Adkins

Alsup

Alexander

Amos

| | |
|-------------------|------------------|
| Baker | Langdon |
| Beckworth | Lankford |
| Bell | Lanning |
| Blankenship | Leath |
| Boethel | Leyendecker |
| Bond | Little |
| Boyer | Loggins |
| Bradbury | London |
| Bradford | Mauritz |
| Bridgers | Mays |
| Brown | McConnell |
| Burton | McCracken |
| Callan | McDonald |
| Carssow | McKee |
| Cauthorn | Metcalf |
| Cleveland | Moffett |
| Davis of Haskell | Monkhouse |
| Davis of Jasper | Morris |
| Davison of Fisher | Morse |
| Davison | Newton |
| of Eastland | Nicholson |
| Dean | Oliver |
| Deglandon | Petsch |
| Dickison | Pope |
| Dollins | Powell |
| England | Prescott |
| Fielden | Quinn |
| Fox | Ragsdale |
| Fuchs | Reader |
| Gibson | Reed of Bowie |
| Graves | Reed of Dallas |
| Hamilton | Rhodes |
| Hanna | Roark |
| Harbin | Russell |
| Hardin | Rutta |
| Harris of Archer | Schuenemann |
| Harris of Dallas | Settle |
| Harris of Dickens | Sharpe |
| Hartzog | Shell |
| Heflin | Simpson |
| Herzik | Skaggs |
| Holland | Smith of Hopkins |
| Hoskins | Smith |
| Howard | of Matagorda |
| Hull | Smith of Tarrant |
| James | Stocks |
| Johnson of Ellis | Talbert |
| Johnson | Tarwater |
| of Tarrant | Tennant |
| Jones of Angelina | Tennyson |
| Jones of Atascosa | Thornberry |
| Jones of Falls | Waggoner |
| Jones of Wise | Walker |
| Keith | Weldon |
| King | Winfree |
| Knetsch | Wood |
| | Worley |

Absent

| | |
|----------|------------|
| Bates | Felty |
| Cagle | Hankamer |
| Cathey | Harrell |
| Celaya | Huddleston |
| Colquitt | Hyder |
| Derden | Jackson |

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| Keefe | Patterson |
| Kelt | of Travis |
| Kenyon | Riddle |
| Leonard | Ross |
| Mann | Sewell |
| McFarland | Stevenson |
| McKinney | Stinson |
| Palmer | Thornton |
| Patterson of Mills | Vale |
| | Westbrook |

Absent—Excused

| | |
|-----------|-------|
| Broadfoot | Kern |
| Farmer | Lucas |
| Harper | |

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Metcalfe:

H. B. No. 1087, A bill to be entitled "An Act to fix the maximum rate of tax to be levied for school purposes in all independent school districts which include within their limits a city or town which according to the latest Federal Census had a population of not fewer than ten thousand (10,000) and not more than fifteen thousand (15,000) inhabitants, whether organized under General or Special Law; repealing all laws in conflict herewith, both General and Special, and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

Mr. Petsch moved to introduce, at this time, and have placed on first reading, House Bill No. 1088.

The motion prevailed by the following vote:

Yeas—121

| | |
|-------------|-------------------|
| Adkins | Cauthorn |
| Alexander | Cleveland |
| Alsup | Davis of Haskell |
| Amos | Davis of Jasper |
| Baker | Davison of Fisher |
| Beckworth | Davison |
| Bell | of Eastland |
| Blankenship | Dean |
| Boethel | Deglandon |
| Bond | Dickison |
| Boyer | Dollins |
| Bradbury | England |
| Bradford | Fielden |
| Bridgers | Fuchs |
| Brown | Gibson |
| Burton | Graves |
| Cagle | Hamilton |
| Callan | Hanna |
| Carssow | Harbin |

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|-------------------|------------------|
| Hardin | Monkhouse |
| Harrell | Morris |
| Harris of Archer | Morse |
| Harris of Dallas | Newton |
| Harris of Dickens | Nicholson |
| Hartzog | Oliver |
| Heflin | Petsch |
| Herzik | Pope |
| Holland | Powell |
| Hoskins | Prescott |
| Howard | Quinn |
| Hull | Ragsdale |
| James | Reader |
| Johnson of Ellis | Reed of Bowie |
| Johnson | Reed of Dallas |
| of Tarrant | Rhodes |
| Jones of Angelina | Roark |
| Jones of Atascosa | Ross |
| Jones of Falls | Russell |
| Jones of Wise | Rutta |
| Keith | Schuenemann |
| Kelt | Settle |
| Kenyon | Sharpe |
| King | Shell |
| Knetsch | Simpson |
| Langdon | Skaggs |
| Lankford | Smith of Hopkins |
| Lanning | Smith |
| Leath | of Matagorda |
| Leyendecker | Smith of Tarrant |
| Little | Stevenson |
| London | Stinson |
| Mann | Stocks |
| Mauritz | Talbert |
| Mays | Tennant |
| McConnell | Tennyson |
| McCracken | Thornberry |
| McDonald | Vale |
| McFarland | Waggoner |
| McKee | Weldon |
| McKinney | Winfree |
| Metcalf | Wood |
| Moffett | Worley |

Absent

| | |
|------------|--------------------|
| Bates | Leonard |
| Cathey | Loggins |
| Celaya | Palmer |
| Colquitt | Patterson of Mills |
| Derden | Patterson |
| Felty | of Travis |
| Fox | Riddle |
| Hankamer | Sewell |
| Huddleston | Tarwater |
| Hyder | Thornton |
| Jackson | Walker |
| Keefe | Westbrook |

Absent—Excused

| | |
|-----------|-------|
| Broadfoot | Kern |
| Farmer | Lucas |
| Harper | |

The Speaker then laid the bill before the House, it was read first

time, and referred to the appropriate committee, as follows:

By Mr. Petsch:

H. B. No. 1088, A bill to be entitled "An Act providing for emergency relief for Kingsland Common School District, No. 29, of Llano County, Texas, to aid said District in the payment of teachers' salaries and in equipping said school building in which there has been an influx of children within scholastic age since the last scholastic enumeration in the State; making an appropriation to said District for said purposes; prescribing the manner of disbursing the funds appropriated by this Act, and declaring an emergency."

Referred to the Committee on Appropriations.

Mr. Brown moved to introduce, at this time, and have placed on first reading, House Bill No. 1089.

The motion prevailed by the following vote:

Yeas—109

| | |
|-------------------|-------------------|
| Adkins | Harris of Archer |
| Alexander | Harris of Dallas |
| Alsup | Harris of Dickens |
| Amos | Hartzog |
| Baker | Heflin |
| Beckworth | Herzik |
| Bell | Holland |
| Blankenship | Hoskins |
| Boethel | Howard |
| Bond | Hull |
| Boyer | James |
| Bradbury | Johnson of Ellis |
| Bradford | Johnson |
| Bridgers | of Tarrant |
| Brown | Jones of Angelina |
| Burton | Jones of Falls |
| Cagle | Jones of Wise |
| Callan | Keith |
| Carssow | Kelt |
| Cauthorn | King |
| Cleveland | Langdon |
| Davis of Haskell | Lankford |
| Davis of Jasper | Lanning |
| Davison of Fisher | Leath |
| Davisson | Leyendecker |
| of Eastland | Little |
| Dean | Loggins |
| Dickison | Mauritz |
| Dollins | Mays |
| England | McCracken |
| Fielden | McDonald |
| Gibson | McFarland |
| Graves | McKee |
| Hamilton | Metcalf |
| Hanna | Moffett |
| Harbin | Monkhouse |
| Hardin | Morris |

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| Morse | Simpson |
| Newton | Skaggs |
| Oliver | Smith of Hopkins |
| Patterson of Mills | Smith |
| Petsch | of Matagorda |
| Pope | Smith of Tarrant |
| Powell | Stevenson |
| Prescott | Stocks |
| Quinn | Talbert |
| Ragsdale | Tarwater |
| Reader | Tennant |
| Reed of Bowie | Tennyson |
| Reed of Dallas | Thornberry |
| Rhodes | Vale |
| Ross | Waggoner |
| Russell | Weldon |
| Schuenemann | Winfree |
| Settle | Wood |
| Shell | Worley |

Nays—6

| | |
|-------------------|-----------|
| Deglandon | McConnell |
| Fuchs | Nicholson |
| Jones of Atascosa | Sharpe |

Absent

| | |
|------------|-----------|
| Bates | Leonard |
| Cathey | London |
| Celaya | Mann |
| Colquitt | McKinney |
| Derden | Palmer |
| Felty | Patterson |
| Fox | of Travis |
| Hankamer | Riddle |
| Harrell | Roark |
| Huddleston | Rutta |
| Hyder | Sewell |
| Jackson | Stinson |
| Keefe | Thornton |
| Kenyon | Walker |
| Knetsch | Westbrook |

Absent—Excused

| | |
|-----------|-------|
| Broadfoot | Kern |
| Farmer | Lucas |
| Harper | |

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Brown:

H. B. No. 1089, A bill to be entitled "An Act providing for relief for the Wells Independent School District of Cherokee County, Texas, in order to aid such School District in replacing building and equipment contained therein which was destroyed by a disastrous fire on March 10th, 1937; making an appropriation for such District, and declaring an emergency."

Referred to the Committee on Appropriations.

Mr. Ragsdale moved to introduce, at this time, and have placed on first reading, House Bill No. 1090.

The motion prevailed by the following vote:

Yeas—117

| | |
|-------------------|------------------|
| Adkins | Knetsch |
| Alexander | Langdon |
| Alsup | Lankford |
| Amos | Lanning |
| Baker | Leath |
| Beckworth | Leonard |
| Bell | Leyendecker |
| Blankenship | Little |
| Boethel | Loggins |
| Bond | London |
| Boyer | Mauritz |
| Bradbury | Mays |
| Bradford | McConnell |
| Bridgers | McCracken |
| Brown | McDonald |
| Burton | McFarland |
| Cagle | McKee |
| Callan | McKinney |
| Carssow | Metcalf |
| Cleveland | Moffett |
| Davis of Haskell | Monkhouse |
| Davis of Jasper | Morris |
| Davisson | Morse |
| of Eastland | Newton |
| Dean | Nicholson |
| Deglandon | Oliver |
| Dickison | Patterson |
| Dollins | of Travis |
| England | Petsch |
| Fielden | Pope |
| Fox | Powell |
| Fuchs | Prescott |
| Graves | Quinn |
| Hamilton | Ragsdale |
| Hanna | Reader |
| Harbin | Reed of Bowie |
| Hardin | Reed of Dallas |
| Harrell | Rhodes |
| Harris of Archer | Roark |
| Harris of Dallas | Russell |
| Harris of Dickens | Rutta |
| Heflin | Schuenemann |
| Herzik | Settle |
| Holland | Sharpe |
| Hoskins | Shell |
| Howard | Simpson |
| Hull | Skaggs |
| James | Smith of Hopkins |
| Johnson of Ellis | Smith |
| Johnson | of Matagorda |
| of Tarrant | Smith of Tarrant |
| Jones of Angelina | Stocks |
| Jones of Falls | Talbert |
| Jones of Wise | Tarwater |
| Keith | Tennant |
| Kelt | Tennyson |
| King | Thornberry |

Vale
Waggoner
Walker
Weldon

Winfree
Wood
Worley

Absent

| | |
|-------------------|--------------------|
| Bates | Jones of Atascosa |
| Cathey | Keefe |
| Cauthorn | Kenyon |
| Celaya | Mann |
| Colquitt | Palmer |
| Davison of Fisher | Patterson of Mills |
| Derden | Riddle |
| Felty | Ross |
| Gibson | Sewell |
| Hankamer | Stevenson |
| Hartzog | Stinson |
| Huddleston | Thornton |
| Hyder | Westbrook |
| Jackson | |

Absent—Excused

| | |
|-----------|-------|
| Broadfoot | Kern |
| Farmer | Lucas |
| Harper | |

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Ragsdale:

H. B. No. 1090, A bill to be entitled "An Act amending Subdivision 3 of Article 199, Title 8, Revised Civil Statutes of Texas of 1925, as amended Acts, 1929, Forty-first Legislature, First Called Session, and providing for changing and prescribing terms and times of holding the Courts in the Third Judicial District of Texas; validating and continuing all processes and writs, bonds and recognizances, and making them returnable to the terms of Court in the several counties in said District as herein fixed; to validate the summoning of grand and petit jurors under the present law so as to render them available under the present Act; to repeal all laws and parts of laws in conflict herewith; providing for and declaring an emergency, and providing time for this Act to take effect."

Referred to the Committee on Judicial Districts.

BILL ORDERED PRINTED

Mr. Reed of Bowie moved that House Bill No. 482, reported adversely, with a minority favorable report, be printed.

Mr. Dean moved to table the motion to print.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—51

| | |
|-------------------|--------------|
| Baker | Langdon |
| Bell | Leonard |
| Blankenship | London |
| Boethel | Mauritz |
| Bond | Mays |
| Boyer | McCracken |
| Burton | McFarland |
| Cagle | McKee |
| Callan | McKinney |
| Davison of Fisher | Metcalfe |
| Dean | Morris |
| England | Morse |
| Fox | Nicholson |
| Fuchs | Petsch |
| Graves | Roark |
| Hankamer | Settle |
| Hanna | Skaggs |
| Harbin | Smith |
| Harris of Dallas | of Matagorda |
| Hartzog | Talbert |
| Herzik | Tarwater |
| Jackson | Tennant |
| Johnson | Thornberry |
| of Tarrant | Thornton |
| Jones of Wise | Vale |
| Keith | Waggoner |
| King | |

Nays—74

| | |
|-------------------|-------------------|
| Adkins | Hyder |
| Alexander | James |
| Alsup | Johnson of Ellis |
| Amos | Jones of Angelina |
| Bates | Jones of Atascosa |
| Beckworth | Jones of Falls |
| Bradbury | Kelt |
| Bradford | Kenyon |
| Brown | Knetsch |
| Carsow | Lankford |
| Celaya | Lanning |
| Cleveland | Leyendecker |
| Davis of Haskell | Little |
| Davis of Jasper | Loggins |
| Deglandon | McConnell |
| Dickison | McDonald |
| Dollins | Moffett |
| Fielden | Monkhouse |
| Gibson | Newton |
| Hamilton | Oliver |
| Hardin | Patterson |
| Harrell | of Travis |
| Harris of Archer | Pope |
| Harris of Dickens | Powell |
| Heflin | Prescott |
| Holland | Quinn |
| Hoskins | Ragsdale |
| Howard | Reader |
| Huddleston | Reed of Bowie |

| | |
|------------------|-----------|
| Reed of Dallas | Stocks |
| Rhodes | Tennyson |
| Ross | Walker |
| Russell | Weldon |
| Rutta | Westbrook |
| Sharpe | Winfree |
| Simpson | Wood |
| Smith of Hopkins | Worley |
| Smith of Tarrant | |

Absent

| | |
|-------------|--------------------|
| Bridgers | Leath |
| Cathey | Mann |
| Cauthorn | Palmer |
| Colquitt | Patterson of Mills |
| Davisson | Riddle |
| of Eastland | Schuenemann |
| Derden | Sewell |
| Felty | Shell |
| Hull | Stevenson |
| Keefe | Stinson |

Absent—Excused

| | |
|-----------|-------|
| Broadfoot | Kern |
| Farmer | Lucas |
| Harper | |

Question recurring on the motion that House Bill No. 482 be printed, it prevailed.

**CONFERENCE COMMITTEE
REPORT ON SENATE
CONCURRENT RESOLUTION NO. 1**

Mr. Petsch, Chairman, submitted the following Conference Committee Report on Senate Concurrent Resolution No. 1:

Committee Room,

Austin, Texas, April 3, 1937.

Honorable Walter F. Woodul, President of the Senate.

Honorable R. W. Calvert, Speaker of the House of Representatives.

Gentlemen:

We, your Conference Committee appointed to adjust the differences between the two Houses on Senate Concurrent Resolution No. 1, have had the same under consideration, and we recommend to the Senate and to the House of Representatives that said resolution be adopted in the form hereto attached.

Respectfully,

RAWLINGS,
WEINERT,
MOORE,
WOODRUFF,
NELSON,

On the part of the Senate.

PETSCH,
SMITH of Hopkins,
BELL,
POPE,
METCALFE,
On the part of the House.

**JOINT RULES OF THE TWO
HOUSES**

**Disagreements Between the Two
Houses**

1. In case of a disagreement between the two Houses on a bill, resolution, or other matter, if a request is made for a conference by one House and a committee is appointed for that purpose, and the other House grants the request and appoints a committee to confer, such committee shall, at a convenient hour to be agreed upon by their chairmen, meet in conference and state to each other verbally or in writing, as either shall choose, the positions of their respective Houses in regard to the matters in disagreement and confer freely thereon.

2. After either House shall have adhered to its disagreement, a bill, resolution, or other matter shall be lost.

3. When a bill or resolution which shall have passed in one House is rejected in the other, notice thereof is to be given to the House in which the same may have passed.

**Communications Between the Two
Houses**

4. When a message is sent from the Senate to the House of Representatives, it shall be announced at the door of the House by the Doorkeeper, and shall be respectfully communicated to the Chair by the person delivering same.

The same ceremony shall be observed when a message is sent from the House of Representatives to the Senate.

5. All messages between the Houses relating to the passage or rejection of any bill, resolution or other matter shall be on paper and properly addressed to the presiding officer of the House to which the message is sent, and shall be under the signature of the Secretary of the Senate or the Chief Clerk of the House, as the case may be. All such messages shall be printed in full in the Journal of the House receiving same.

6. In the transmission of a bill or resolution from one House to the other, such bill or resolution shall be accompanied by all papers upon which such bill or resolution is founded.

Consideration of Bills in the Respective Houses and the Final Passage Thereof

7. When any Senate bill shall be reached upon the calendar or shall be before the Senate for consideration, it shall be the duty of the President to give the place of such bill on the calendar to any House bill which has been referred to and reported from a committee of the Senate, and which is substantially the same as said Senate bill, or to lay such House bill before the Senate to be considered in lieu of such Senate bill.

8. When any House bill shall be reached upon the calendar or shall be before the House for consideration, it shall be the duty of the Speaker to give the place of such bill on the calendar to any Senate bill which has been referred to and reported from a committee of the House, and which is substantially the same as said House bill, or to lay such Senate bill before the House to be considered in lieu of such House bill.

9. No bill shall be considered unless it has first been referred to a committee and reported thereon; and no bill shall be passed which has not been presented and referred to and reported from a committee at least three days before the final adjournment of the Legislature. (Constitution, Article III, Section 37.) No vote shall be taken upon the passage of any bill within the last twenty-four hours of the Session, unless it be to correct an error therein.

10. In reckoning the time within which a bill has been introduced, the date of its first introduction in either House shall govern.

Enrolling and Signing of Bills and Resolutions and Their Presentation to the Governor

11. After a bill shall have passed both Houses, it shall be duly enrolled on paper, with all proper endorsements, by the Enrolling Clerk of the House of Representatives or of the Senate, as the bill may have originated in the one or the other House, and properly signed by the presiding officer of each House as required by

the Constitution before it shall be presented to the Governor.

12. When bills are enrolled, they may be examined by a joint committee of three Members from the Senate and three Members from the House of Representatives, appointed as a standing committee for that purpose, who shall carefully compare the enrollment with the bills as passed in the Houses, and carefully correct any errors that may be discovered in the enrolled bills, and make their report forthwith to the respective Houses. Said report shall be accompanied by a copy of said bill as a part of said report, which said copy may be typewritten or printed, partly written and printed, or written and partly printed, and, unless it is a local bill, it shall be printed in the Journal of the House or Senate to which said report is made.

13. After examination and report, each bill shall be signed in the respective Houses, first by the presiding officer of the House in which it originates, then by the presiding officer of the other House, in accordance with Article III, Section 38, of the Constitution.

After a bill shall have been signed in each House, it shall be presented to the Governor for his approbation by the Enrolling Committee of the House in which it originated. The said committee shall report the day of presentation to the Governor, which time shall be carefully entered on the Journal of the House in which the bill originated.

14. All orders, resolutions and votes which are to be presented to the Governor of the State for his approbation shall also, in the same manner, be previously enrolled, examined and signed, and shall be presented in the same manner and by the same committee as provided in the case of bills.

Elections by Joint Vote of the Two Houses

15. In all elections by joint vote of the two Houses of the Legislature, the Senate, upon invitation, will meet the House in its Hall at the hour agreed upon. The President of the Senate shall take a seat at the right of the Speaker, and the Senators shall take seats in front of the Speaker's desk. The Speaker of the House will preside. The names of the Senators shall then be alphabetically

called, after which the names of the Representatives shall be called in like manner, and if a quorum of both Houses answers to their names, the two Houses will proceed with the business for which they have met. The President of the Senate shall first call for nominations by Senators, and the Speaker of the House shall then call for nominations by Representatives. Nominations being made, the names of the Senators shall be called by the Secretary and their votes recorded by him. The names of the Representatives shall then be called by the Clerk, and their votes recorded by him, and the result shall be handed to and announced by the Speaker. Should a majority be required to elect, and no person receives a majority, the voting shall be repeated until an election is made. After the conclusion of the election for which the two Houses have met in Joint Session, the Senate shall retire to its Chamber, and the result of the joint vote shall be entered in the Journal of each House.

16. If a quorum of either House shall fail to attend a Joint Session, or absent themselves therefrom without the permission of such House, the Members of the House so wanting a quorum shall have the right to compel the attendance of the absentees in accordance with its own rules; and, after a reasonable time, if a quorum is not obtained, the Joint Session may be adjourned by the vote of a majority of the Members of either House, which vote shall be taken by the presiding officer of either House, on the motion of any one of its Members, without debate.

17. If no choice shall have been made on the first ballot or vote, at any time thereafter the Joint Session may be adjourned, with or without naming another day for meeting, by a vote of a majority of either House, which vote shall be taken by the presiding officer of either House, on the motion of any one of its Members, without debate.

Conference Committees

18. In all conferences between the Senate and the House by committee, the number of committeemen from each House shall be five (5), and all votes on matters of differences shall be taken by each committee separately, and it shall require a majority of each committee present concurring

upon the matter in dispute to determine it. The reports of all conference committees must be signed by a majority of each committee of the conference.

Notification of Defeated Measure

19. When a bill, joint or concurrent resolution has been defeated in the Senate or in the House (or defeated in a committee of the respective Houses), the Secretary of the Senate or the Chief Clerk of the House, as the case may be, shall immediately notify the other House of the defeat of said bill or resolution and transmit a copy of the caption of such defeated bill or resolution.

House and Senate Bill Days

20. On calendar Wednesday and Thursday only of each week, House bills on their third and second readings, respectively, shall be taken up and considered in the Senate until disposed of; and in case a House bill should be pending at adjournment on Thursday, it shall go over to the succeeding calendar Wednesday as unfinished business, provided, however, this rule as to such pending business at adjournment on calendar Thursday may be suspended by two-thirds vote of the Senate to permit the continued consideration of such pending business.

21. On calendar Wednesday and Thursday only of each week, Senate bills on their third and second readings, respectively, shall be taken up and considered in the House until disposed of; and in case a Senate bill should be pending at adjournment on Thursday, it shall go over to the succeeding calendar Wednesday as unfinished business, provided, business at adjournment on calendar Thursday may be suspended by two-thirds vote of the House to permit the continued consideration of such pending business.

On motion of Mr. Petsch, the reading of the report was dispensed with and the report was ordered printed in the Journal.

HOUSE BILL NO. 49 ON FINAL PASSAGE

The Speaker laid before the House, as pending business, on its final passage,

H. B. No. 49, A bill to be entitled "An Act amending Article 2620 of the

Revised Civil Statutes of 1925, changing the name of The North Texas Junior Agricultural, Mechanical and Industrial College at Arlington to The North Texas Agricultural, Mechanical and Industrial College at Arlington, and amending Article 2621 of the Revised Civil Statutes of 1925, providing a four-year course of study for said college, and declaring an emergency."

The bill having been read third time on last Friday.

Mr. Jones of Wise offered the following amendment to the bill:

Amend House Bill No. 49, by inserting after the word "shall" on page 1, line 25, of the engrossed bill, the following: "if it is deemed advisable and necessary to complete the system of higher education in the State of Texas".

Mr. Langdon moved that further consideration of House Bill No. 49 be postponed until 10:00 o'clock a. m., next May 11.

Mr. Hull moved to table the motion to postpone the bill.

Question recurring on the motion to table, yeas and nays were demanded.

The roll of the House was called, and the vote announced as follows: Yeas, 65; nays, 61.

Mr. Langdon requested a verification of the vote.

The roll of the "yeas" and "nays" was again called, and the verified vote resulted as follows:

Yeas—66

| | |
|------------------|------------------|
| Alsup | Hanna |
| Amos | Harris of Dallas |
| Baker | Heflin |
| Bates | Herzik |
| Blankenship | Howard |
| Bond | Huddleston |
| Boyer | Hull |
| Callan | Johnson |
| Carssow | of Tarrant |
| Cathey | Kelt |
| Cleveland | Kenyon |
| Davis of Haskell | King |
| Davisson | Lankford |
| of Eastland | Lanning |
| Dean | Leonard |
| Deglandon | Leyendecker |
| Dickison | Loggins |
| Dollins | London |
| Felty | Mann |
| Fielden | McCracken |
| Hamilton | McKinney |
| Hankamer | Monkhouse |

Morris
Morse
Newton
Oliver
Patterson of Mills
Pope
Prescott
Ragsdale
Reader
Reed of Dallas
Rhodes
Rutta
Sharpe
Skaggs

Simpson
Smith of Hopkins
Smith
of Matagorda
Smith of Tarrant
Stevenson
Stinson
Talbert
Tennant
Thornton
Weldon
Winfree
Worley

Nays—56

| | |
|-------------------|---------------|
| Adkins | Keefe |
| Alexander | Keith |
| Beckworth | Langdon |
| Bell | McConnell |
| Boethel | McDonald |
| Bradbury | McFarland |
| Bradford | McKee |
| Bridgers | Metcalfe |
| Brown | Moffett |
| Burton | Nicholson |
| Cagle | Patterson |
| Davis of Jasper | of Travis |
| Davison of Fisher | Petsch |
| Derden | Quinn |
| Fox | Reed of Bowie |
| Fuchs | Riddle |
| Gibson | Roark |
| Graves | Ross |
| Hardin | Russell |
| Harrell | Schuenemann |
| Harris of Archer | Stocks |
| Harris of Dickens | Tarwater |
| Hoskins | Tennyson |
| Jackson | Thornberry |
| James | Vale |
| Johnson of Ellis | Waggoner |
| Jones of Angelina | Walker |
| Jones of Atascosa | Wood |
| Jones of Falls | |

Present—Not Voting

Jones of Wise

Absent

| | |
|----------|-----------|
| Cauthorn | Little |
| Celaya | Mauritz |
| Colquitt | Mays |
| England | Palmer |
| Harbin | Powell |
| Hartzog | Settle |
| Holland | Sewell |
| Hyder | Shell |
| Knetsch | Westbrook |
| Leath | |

Absent—Excused

| | |
|-----------|-------|
| Broadfoot | Kern |
| Farmer | Lucas |
| Harper | |

PAIRED

Mr. Jones of Wise (present), who would vote "nay", with Mr. Farmer (absent), who would vote "yea".

The Speaker announced that the motion to table prevailed.

Mr. Johnson of Tarrant moved the previous question on the pending amendment and passage of House Bill No. 49, and the motion was duly seconded.

Question recurring on the motion for the main question, yeas and nays were demanded.

The main question was ordered by the following vote:

Yeas—73

| | |
|-------------------|--------------------|
| Amos | King |
| Baker | Lankford |
| Bates | Lanning |
| Beckworth | Leonard |
| Blankenship | Leyendecker |
| Boyer | Loggins |
| Bridgers | London |
| Callan | Mann |
| Carsow | McConnell |
| Cathey | McCracken |
| Celaya | McFarland |
| Cleveland | McKinney |
| Davis of Haskell | Moffett |
| Davis of Jasper | Monkhouse |
| Dean | Morris |
| Deglandon | Morse |
| Dickison | Newton |
| Dollins | Oliver |
| England | Patterson of Mills |
| Felty | Petsch |
| Fuchs | Prescott |
| Hamilton | Ragsdale |
| Hankamer | Reader |
| Hanna | Rhodes |
| Harbin | Simpson |
| Hardin | Skaggs |
| Harris of Dallas | Smith of Hopkins |
| Heflin | Smith |
| Herzik | of Matagorda |
| Howard | Smith of Tarrant |
| Huddleston | Stinson |
| Hull | Tennant |
| Johnson | Tennyson |
| of Tarrant | Vale |
| Jones of Angelina | Weldon |
| Jones of Atascosa | Winfree |
| Kelt | Worley |
| Kenyon | |

Nays—51

| | |
|-----------|-------------------|
| Alexander | Bradford |
| Alsup | Brown |
| Bell | Burton |
| Boethel | Cagle |
| Bradbury | Davison of Fisher |

| | |
|-------------------|----------------|
| Derden | Palmer |
| Fielden | Patterson |
| Fox | of Travis |
| Gibson | Powell |
| Graves | Quinn |
| Harrell | Reed of Bowie |
| Harris of Archer | Reed of Dallas |
| Harris of Dickens | Riddle |
| Hoskins | Roark |
| Hyder | Ross |
| Jackson | Russell |
| James | Rutta |
| Johnson of Ellis | Sharpe |
| Jones of Falls | Stocks |
| Keith | Talbert |
| Knetsch | Tarwater |
| Langdon | Thornberry |
| McDonald | Thornton |
| McKee | Waggoner |
| Metcalfe | Walker |
| Nicholson | Wood |

Present—Not Voting

| | |
|--------|---------------|
| Adkins | Jones of Wise |
|--------|---------------|

Absent

| | |
|-------------|-------------|
| Bond | Mauritz |
| Cauthorn | Mays |
| Colquitt | Pope |
| Davisson | Schuenemann |
| of Eastland | Settle |
| Hartzog | Sewell |
| Holland | Shell |
| Keefe | Stevenson |
| Leath | Westbrook |
| Little | |

Absent—Excused

| | |
|-----------|-------|
| Broadfoot | Kern |
| Farmer | Lucas |
| Harper | |

PAIRED

Mr. Jones of Wise (present), who would vote "nay", with Mr. Farmer (absent), who would vote "yea".

Question recurring on the amendment by Mr. Jones of Wise, yeas and nays were demanded.

The amendment was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—67

| | |
|-----------|-------------------|
| Adkins | Burton |
| Alexander | Cagle |
| Alsup | Davis of Jasper |
| Beckworth | Davison of Fisher |
| Bell | Davisson |
| Boethel | of Eastland |
| Bradbury | Deglandon |
| Bridgers | Derden |
| Brown | England |

| | |
|-------------------|---------------|
| Fox | Morris |
| Gibson | Nicholson |
| Graves | Patterson |
| Hamilton | of Travis |
| Harrell | Petsch |
| Harris of Archer | Powell |
| Harris of Dickens | Prescott |
| Hartzog | Ragsdale |
| Hoskins | Reed of Bowie |
| Hyder | Riddle |
| Jackson | Roark |
| James | Ross |
| Johnson of Ellis | Russell |
| Jones of Atascosa | Rutta |
| Jones of Falls | Sharpe |
| Keefe | Smith |
| Keith | of Matagorda |
| Kenyon | Stocks |
| Knetsch | Talbert |
| Langdon | Tarwater |
| McConnell | Tennyson |
| McDonald | Thornberry |
| McFarland | Waggoner |
| McKee | Walker |
| Metcalfe | Wood |
| Moffett | Worley |

Nays—58

| | |
|-------------------|--------------------|
| Amos | Lanning |
| Baker | Leonard |
| Bates | Leyendecker |
| Blankenship | Little |
| Boyer | Loggins |
| Callan | London |
| Carssow | Mann |
| Cathey | Mays |
| Celaya | McCracken |
| Cleveland | McKinney |
| Davis of Haskell | Monkhouse |
| Dean | Morse |
| Dickison | Newton |
| Dollins | Oliver |
| Felty | Patterson of Mills |
| Fielden | Reader |
| Fuchs | Reed of Dallas |
| Hankamer | Rhodes |
| Hanna | Simpson |
| Hardin | Skaggs |
| Harris of Dallas | Smith of Hopkins |
| Heflin | Smith of Tarrant |
| Howard | Stevenson |
| Huddleston | Stinson |
| Hull | Tennant |
| Johnson | Thornton |
| of Tarrant | Vale |
| Jones of Angelina | Weldon |
| King | Winfree |
| Lankford | |

Present—Not Voting

| | |
|---------------|-------------|
| Harbin | Kelt |
| Herzik | Schuenemann |
| Jones of Wise | |

Absent

| | |
|----------|-----------|
| Bond | Palmer |
| Bradford | Pope |
| Cauthorn | Quinn |
| Colquitt | Settle |
| Holland | Sewell |
| Leath | Shell |
| Mauritz | Westbrook |

Absent—Excused

| | |
|-----------|-------|
| Broadfoot | Kern |
| Farmer | Lucas |
| Harper | |

PAIRED

Mr. Jones of Wise (present), who would vote "yea", with Mr. Farmer (absent), who would vote "nay".

Question recurring on the final passage of House Bill No. 49, yeas and nays were demanded.

House Bill No. 49 was passed by the following vote:

Yeas—73

| | |
|-------------------|--------------------|
| Amos | Leonard |
| Baker | Leyendecker |
| Bates | Little |
| Beckworth | Loggins |
| Blankenship | London |
| Boyer | Mann |
| Callan | Mays |
| Carssow | McConnell |
| Cathey | McCracken |
| Celaya | McKinney |
| Cleveland | Moffett |
| Davis of Haskell | Monkhouse |
| Davisson | Morse |
| of Eastland | Newton |
| Deglandon | Oliver |
| Dickison | Patterson of Mills |
| Dollins | Pope |
| Felty | Prescott |
| Fielden | Reader |
| Hamilton | Reed of Dallas |
| Hankamer | Rhodes |
| Hanna | Russell |
| Harbin | Rutta |
| Hardin | Simpson |
| Harris of Dallas | Skaggs |
| Hartzog | Smith of Hopkins |
| Heflin | Smith |
| Herzik | of Matagorda |
| Howard | Smith of Tarrant |
| Huddleston | Stevenson |
| Hull | Stinson |
| Hyder | Talbert |
| Johnson | Tennant |
| of Tarrant | Thornton |
| Jones of Angelina | Vale |
| King | Weldon |
| Lankford | Winfree |
| Lanning | Worley |

Nays—54

| | |
|-------------------|---------------|
| Adkins | Keith |
| Alexander | Kenyon |
| Alsup | Knetsch |
| Bell | McDonald |
| Boethel | McFarland |
| Bradbury | McKee |
| Bradford | Metcalfe |
| Bridgers | Morris |
| Brown | Nicholson |
| Burton | Patterson |
| Cagle | of Travis |
| Davison of Fisher | Petsch |
| Dean | Powell |
| Derden | Quinn |
| England | Ragsdale |
| Fox | Reed of Bowie |
| Fuchs | Riddle |
| Gibson | Roark |
| Graves | Ross |
| Harrell | Sharpe |
| Harris of Archer | Stocks |
| Harris of Dickens | Tarwater |
| Hoskins | Tennyson |
| Jackson | Thornberry |
| James | Waggoner |
| Johnson of Ellis | Walker |
| Jones of Atascosa | Wood |
| Jones of Falls | |

Present—Not Voting

Jones of Wise Kelt

Absent

| | |
|-----------------|-------------|
| Bond | Mauritz |
| Cauthorn | Palmer |
| Colquitt | Schuenemann |
| Davis of Jasper | Settle |
| Holland | Sewell |
| Keefe | Shell |
| Langdon | Westbrook |
| Leath | |

Absent—Excused

| | |
|-----------|-------|
| Broadfoot | Kern |
| Farmer | Lucas |
| Harper | |

PAIRED

Mr. Jones of Wise (present), who would vote "nay", with Mr. Farmer (absent), who would vote "yea".

REASON FOR VOTE

I voted "no" on House Bill 49, which seeks to make a Senior College out of the North Texas Junior Agricultural College at Arlington, Texas. To justify the establishment of this Institution as a Senior College there must be a need for this Senior College either because of conditions

within the institution itself or because of its geographical location. The biennial report of the State Board of Education for 1934-36, published December, 1936, shows on page 141 that the following conditions exist which would show that there is no need within the College to justify making it a Senior College:

"1. Decreased enrollment. Average active registrations for 1934-35 were 844; for the year 1935-36 the registrations were 808.

2. Decreased semester credit hours. For the period 1934-35 the total was 26,396. For the period 1935-36 the total was 24,307.

3. Large number of classes with less than ten students per class. The period 1935-36 shows that there were thirty-seven classes with less than ten members in the class.

Certainly the decreased enrollment, the decreased semester credit hours and the large number of classes with less than ten students would deny any need of making a Senior College of the North Texas Junior Agricultural College.

Furthermore, there is no need of making it a Senior College because of its geographical location. Within a radius of forty miles of Arlington, Texas, you find five Senior Colleges. They are T. C. U., Fort Worth, S. M. U., Dallas, Trinity University, Waxahachie, North Texas State Teachers College and Texas State College for Women at Denton, Texas. This geographical area has more Senior Colleges per square mile than any other area in the State of Texas and there is apparently no need for an additional Senior College."

BOETHEL.

Mr. Johnson of Tarrant moved to reconsider the vote by which House Bill No. 49 was passed.

Mr. Hanna moved to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 453
RE-REFERRED

Mr. Gibson moved that Senate Bill No. 453 be withdrawn from the Committee on Labor and referred to the Committee on Criminal Jurisprudence.

Mr. McConnell raised a point of order, on further consideration of the motion, at this time, on the ground

that the time for the consideration of routine motions has expired.

The Speaker sustained the point of order.

Mr. Harris of Dallas moved to suspend the House Rule, relative to the making of routine motions, for the purpose of making the above motion.

The motion to suspend the Rule prevailed.

Mr. Amos moved to table the motion to re-refer the bill.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—58

| | |
|-------------------|--------------------|
| Adkins | Keefe |
| Amos | Keith |
| Bates | Kelt |
| Beckworth | King |
| Blankenship | Langdon |
| Boethel | Lankford |
| Bradbury | Lanning |
| Bradford | London |
| Bridgers | Mays |
| Brown | McConnell |
| Cauthorn | McCracken |
| Celaya | Newton |
| Davis of Jasper | Oliver |
| Davison | Patterson of Mills |
| of Eastland | Powell |
| Deglandon | Prescott |
| Dickison | Ragsdale |
| Dollins | Reader |
| Fielden | Reed of Bowie |
| Fuchs | Rhodes |
| Harbin | Roark |
| Hardin | Ross |
| Harris of Dickens | Rutta |
| Heflin | Simpson |
| Herzik | Smith of Tarrant |
| Huddleston | Tarwater |
| Hyder | Waggoner |
| Jackson | Weldon |
| Johnson of Ellis | Winfree |
| Jones of Falls | |

Nays—75

| | |
|-----------|-------------------|
| Alexander | Davis of Haskell |
| Alsup | Davison of Fisher |
| Baker | Dean |
| Bell | Derden |
| Bond | England |
| Boyer | Felty |
| Burton | Fox |
| Cagle | Gibson |
| Callan | Graves |
| Carsow | Hamilton |
| Cathey | Hankamer |
| Cleveland | Hanna |

| | |
|-------------------|------------------|
| Harrell | Petsch |
| Harris of Archer | Pope |
| Harris of Dallas | Quinn |
| Hartzog | Reed of Dallas |
| Hoskins | Riddle |
| Howard | Russell |
| Johnson | Schuenemann |
| of Tarrant | Settle |
| Jones of Angelina | Sharpe |
| Jones of Wise | Skaggs |
| Kenyon | Smith of Hopkins |
| Knetsch | Smith |
| Leath | of Matagorda |
| Leonard | Stevenson |
| Leyendecker | Stinson |
| Little | Stocks |
| Loggins | Talbert |
| Mann | Tennant |
| McFarland | Tennyson |
| McKee | Thornberry |
| McKinney | Thornton |
| Metcalfe | Vale |
| Moffett | Walker |
| Monkhouse | Westbrook |
| Morris | Wood |
| Morse | Worley |
| Patterson | |
| of Travis | |

Absent

| | |
|-------------------|-----------|
| Colquitt | McDonald |
| Holland | Nicholson |
| Hull | Palmer |
| James | Sewell |
| Jones of Atascosa | Shell |
| Mauritz | |

Absent—Excused

| | |
|-----------|-------|
| Broadfoot | Kern |
| Farmer | Lucas |
| Harper | |

Question recurring on the motion to re-refer Senate Bill No. 453 to the Committee on Criminal Jurisprudence, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—71

| | |
|-------------------|------------------|
| Alexander | Dean |
| Alsup | Derden |
| Baker | Felty |
| Bell | Fox |
| Bond | Gibson |
| Boyer | Graves |
| Burton | Hamilton |
| Cagle | Hankamer |
| Callan | Hanna |
| Carsow | Harrell |
| Cathey | Harris of Archer |
| Cleveland | Harris of Dallas |
| Davis of Haskell | Hartzog |
| Davison of Fisher | Hoskins |

| | |
|-------------------|------------------|
| Howard | Pope |
| Johnson | Quinn |
| of Tarrant | Reed of Dallas |
| Jones of Angelina | Riddle |
| Jones of Wise | Schuenemann |
| Kenyon | Settle |
| Knetsch | Sharpe |
| Leath | Skaggs |
| Leonard | Smith of Hopkins |
| Loggins | Smith |
| McFarland | of Matagorda |
| McKee | Stevenson |
| McKinney | Stinson |
| Metcalfe | Stocks |
| Moffett | Talbert |
| Monkhouse | Tennant |
| Morris | Tennyson |
| Morse | Thornberry |
| Nicholson | Thornton |
| Palmer | Vale |
| Patterson | Walker |
| of Travis | Wood |
| Petsch | Worley |

Nays—63

| | |
|-------------------|--------------------|
| Adkins | Keith |
| Amos | Kelt |
| Bates | King |
| Beckworth | Langdon |
| Blankenship | Lankford |
| Boethel | Lanning |
| Bradbury | Leyendecker |
| Bradford | London |
| Bridgers | Mann |
| Brown | Mays |
| Cauthorn | McConnell |
| Celaya | McCracken |
| Davis of Jasper | Newton |
| Davison | Oliver |
| of Eastland | Patterson of Mills |
| Deglandon | Powell |
| Dickison | Prescott |
| Dollins | Ragsdale |
| Fielden | Reader |
| Fuchs | Reed of Bowie |
| Harbin | Rhodes |
| Hardin | Roark |
| Harris of Dickens | Ross |
| Heflin | Russell |
| Herzik | Rutta |
| Huddleston | Simpson |
| Hyder | Smith of Tarrant |
| Jackson | Tarwater |
| Johnson of Ellis | Waggoner |
| Jones of Atascosa | Weldon |
| Jones of Falls | Westbrook |
| Keefe | Winfree |

Absent

| | |
|----------|----------|
| Colquitt | Little |
| England | Mauritz |
| Holland | McDonald |
| Hull | Sewell |
| James | Shell |

Absent—Excused

| | |
|-----------|-------|
| Broadfoot | Kern |
| Farmer | Lucas |
| Harper | |

BILLS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

S. B. No. 41, "An Act making certain emergency appropriations out of the General Fund of the State of Texas for the Board of Water Engineers' Department for the balance of the fiscal year ending August 31, 1937, and declaring an emergency."

S. B. No. 301, "An Act to amend Article 6686, Revised Civil Statutes of 1925, as amended by Chapter 211, Acts of the Regular Session of the Fortieth Legislature, and declaring an emergency."

S. B. No. 365, "An Act appropriating the sum of \$150,000.00 to the Texas State Employment Service for the purpose of maintaining public employment offices provided for under Acts, 1935, Forty-fourth Legislature, Regular Session, Chapter 236, page 552, and as amended by Acts, Third Called Session, Forty-fourth Legislature, Chapter 482, Section 12, for the balance of the fiscal year ending August 31, 1937, and declaring an emergency."

HOUSE BILL NO. 255 ON SECOND READING

Mr. McCracken moved, to suspend the regular order of business, to take up and have placed on its second reading and passage to engrossment, House Bill No. 255.

The motion prevailed.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 255, A bill to be entitled "An Act providing that the Commissioners Court in each county shall at the first meeting of each new court let a contract to some person, a non-resident of the county for the collection of delinquent taxes; repealing Article 7335, Revised Civil Statutes of Texas, 1925; repealing Article 7332, Revised Civil Statutes of Texas, 1925, as amended by Chapter 16, Acts of the Forty-second Legislature, Sec-

ond Called Session; prescribing the powers and duties of the person contracting with the Commissioners Court to represent the State in the collection of delinquent taxes and providing for a compensation; providing that in any suit brought against any individual or corporate owner all past due taxes for all previous years on such tract or tracts shall be included, and providing that where there are several lots, in the same addition or subdivision delinquent, belonging to the same owner, all said delinquent lots shall be made the subject of a single suit; providing fees for certain officers in such delinquent tax suits; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The bill was read second time.

Mr. McCracken offered the following committee amendment to the bill:

Amend House Bill No. 255, Section 1, line 9, by inserting after the word "actually collected" the following:

"Said contract shall provide that 25% of all fees due the attorney under this contract shall be held in escrow until not less than 75% of all delinquent taxes are collected, at which time all monies held in escrow shall be paid over to the contracting attorney, and said contract shall further provide that in no event shall the fees due and payable under this contract amount to more than the penalty and interest collected on the delinquent taxes."

Mr. Derden offered the following amendment to the committee amendment:

Amend committee amendment to House Bill No. 255, line 3, by adding after the word "collected" the following: "or judgment procured".

(Mr. Morris in the Chair.)

Mr. Reed of Bowie moved that House Bill No. 255 be laid on the table.

Question recurring on the motion that House Bill No. 255 be laid on the table, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—79

| | |
|-----------|-----------|
| Adkins | Bates |
| Alexander | Beckworth |
| Alsup | Bell |
| Amos | Bradford |

| | |
|-------------------|------------------|
| Bridgers | Leath |
| Brown | Leonard |
| Burton | Leyendecker |
| Callan | Mays |
| Cathey | McConnell |
| Celaya | McKee |
| Cleveland | Metcalfe |
| Davis of Jasper | Moffett |
| Derden | Morris |
| Dickison | Newton |
| Dollins | Oliver |
| Fielden | Palmer |
| Gibson | Petsch |
| Graves | Pope |
| Hamilton | Powell |
| Hankamer | Prescott |
| Hanna | Reader |
| Hardin | Reed of Bowie |
| Harrell | Ross |
| Harris of Archer | Russell |
| Harris of Dickens | Rutta |
| Hoskins | Schuenemann |
| Huddleston | Sharpe |
| Jackson | Shell |
| James | Simpson |
| Johnson of Ellis | Skaggs |
| Johnson | Smith of Hopkins |
| of Tarrant | Smith of Tarrant |
| Jones of Angclina | Tennant |
| Jones of Falls | Tennyson |
| Jones of Wise | Tarwater |
| Keefe | Thornberry |
| King | Walker |
| Langdon | Weldon |
| Lankford | Westbrook |
| Lanning | Wood |

Nays—53

| | |
|-------------------|--------------------|
| Baker | Little |
| Blankenship | Loggins |
| Boethel | London |
| Bradbury | Mann |
| Cagle | McCracken |
| Carssow | McDonald |
| Cauthorn | McFarland |
| Colquitt | McKinney |
| Davis of Haskell | Morse |
| Davison of Fisher | Patterson of Mills |
| Deglandon | Patterson |
| England | of Travis |
| Felty | Quinn |
| Fox | Reed of Dallas |
| Fuchs | Rhodes |
| Harris of Dallas | Riddle |
| Hartzog | Roark |
| Heflin | Settle |
| Holland | Smith |
| Howard | of Matagorda |
| Hull | Stevenson |
| Hyder | Stinson |
| Keith | Stocks |
| Kelt | Talbert |
| Kenyon | Thornton |
| Knetsch | Vale |

Waggoner Worley
Winfree
Present—Not Voting
Herzik

Absent
Bond Mauritz
Boyer Monkhouse
Davisson Nicholson
of Eastland Ragsdale
Harbin Sewell
Jones of Atascosa

Absent—Excused
Broadfoot Harper
Dean Kern
Farmer Lucas
(Speaker in the Chair.)

HOUSE BILL NO. 1076 ON SECOND READING

(By unanimous consent)

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 1076, A bill to be entitled "An Act making certain emergency appropriations out of the General Fund of the State of Texas for the support and maintenance of the Board of Pardons and Paroles of Texas, created by an amendment to the Constitution of the State of Texas adopted at the November General election, 1936, and which became effective February 1st, 1937, for the balance of the fiscal year, beginning February 1st, 1937, and ending August 31st, 1937, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 1076 ON THIRD READING

Mr. Harrell moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House bill No. 1076 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—127

| | |
|-------------|----------|
| Adkins | Boethel |
| Alsup | Boyer |
| Amos | Bradbury |
| Baker | Bradford |
| Bates | Bridgers |
| Beckworth | Brown |
| Bell | Burton |
| Blankenship | Cagle |

| | |
|-------------------|--------------------|
| Callan | Mann |
| Carssow | Mays |
| Cathey | McConnell |
| Cauthorn | McDonald |
| Celaya | McFarland |
| Cleveland | McKee |
| Colquitt | Metcalfe |
| Davis of Haskell | Moffett |
| Davis of Jasper | Monkhouse |
| Davisson | Morris |
| of Eastland | Morse |
| Deglandon | Newton |
| Derden | Oliver |
| Dickison | Palmer |
| Dollins | Patterson of Mills |
| England | Patterson |
| Felty | of Travis |
| Fielden | Pope |
| Fox | Powell |
| Gibson | Prescott |
| Graves | Quinn |
| Hamilton | Ragsdale |
| Hankamer | Reader |
| Hanna | Reed of Bowie |
| Harbin | Reed of Dallas |
| Harrell | Rhodes |
| Harris of Archer | Riddle |
| Harris of Dallas | Roark |
| Harris of Dickens | Ross |
| Hartzog | Russell |
| Heflin | Rutta |
| Herzik | Schuenemann |
| Hoskins | Settle |
| Howard | Sharpe |
| Huddleston | Shell |
| Hull | Simpson |
| Hyder | Skaggs |
| Jackson | Smith of Hopkins |
| James | Smith |
| Johnson of Ellis | of Matagorda |
| Johnson | Smith of Tarrant |
| of Tarrant | Stevenson |
| Jones of Angelina | Stinson |
| Jones of Atascosa | Stocks |
| Jones of Falls | Talbert |
| Jones of Wise | Tennant |
| Keefe | Tennyson |
| Kelt | Tarpwater |
| King | Thornberry |
| Knetsch | Thornton |
| Langdon | Vale |
| Lankford | Walker |
| Lanning | Weldon |
| Leath | Westbrook |
| Leonard | Winfree |
| Leyendecker | Wood |
| Little | Worley |
| London | |

Nays—2

| | |
|-----------|--------|
| Alexander | Hardin |
|-----------|--------|

Absent

| | |
|-------------------|---------|
| Bond | Fuchs |
| Davison of Fisher | Holland |

| | |
|-----------|-----------|
| Keith | McKinney |
| Kenyon | Nicholson |
| Loggins | Petsch |
| Mauritz | Sewell |
| McCracken | Waggoner |

Absent—Excused

| | |
|-----------|--------|
| Broadfoot | Harper |
| Dean | Kern |
| Farmer | Lucas |

The Speaker then laid House Bill No. 1076 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—129

| | |
|-------------------|--------------------|
| Adkins | Hartzog |
| Alsup | Heflin |
| Amos | Herzik |
| Baker | Hoskins |
| Bates | Howard |
| Beckworth | Huddleston |
| Bell | Hull |
| Blankenship | Hyder |
| Boethel | Jackson |
| Boyer | James |
| Bradbury | Johnson of Ellis |
| Bradford | Johnson |
| Bridgers | of Tarrant |
| Brown | Jones of Angelina |
| Burton | Jones of Atascosa |
| Cagle | Jones of Falls |
| Callan | Jones of Wise |
| Carssow | Keefe |
| Cathey | Kelt |
| Cauthorn | Kenyon |
| Celaya | King |
| Cleveland | Knetsch |
| Colquitt | Langdon |
| Davis of Haskell | Lankford |
| Davis of Jasper | Lanning |
| Davison of Fisher | Leath |
| Davisson | Leonard |
| of Eastland | Leyendecker |
| Deglandon | Little |
| Derden | London |
| Dickison | Mann |
| Dollins | Mays |
| England | McConnell |
| Felty | McDonald |
| Fielden | McFarland |
| Fox | McKee |
| Fuchs | Metcalf |
| Gibson | Moffett |
| Graves | Monkhouse |
| Hamilton | Morse |
| Hankamer | Newton |
| Hanna | Oliver |
| Harbin | Palmer |
| Harrell | Patterson of Mills |
| Harris of Archer | Patterson |
| Harris of Dallas | of Travis |
| Harris of Dickens | Pope |

| | |
|------------------|------------------|
| Powell | Smith |
| Prescott | of Matagorda |
| Quinn | Smith of Tarrant |
| Ragsdale | Stevenson |
| Reader | Stinson |
| Reed of Bowie | Stocks |
| Reed of Dallas | Talbert |
| Rhodes | Tennant |
| Riddle | Tennyson |
| Roark | Tarwater |
| Ross | Thornberry |
| Russell | Thornton |
| Rutta | Vale |
| Schuenemann | Walker |
| Settle | Weldon |
| Sharpe | Westbrook |
| Shell | Winfree |
| Simpson | Wood |
| Skaggs | Worley |
| Smith of Hopkins | |

Nays—2

| | |
|-----------|--------|
| Alexander | Hardin |
|-----------|--------|

Absent

| | |
|-----------|-----------|
| Bond | McKinney |
| Holland | Morris |
| Keith | Nicholson |
| Loggins | Petsch |
| Mauritz | Sewell |
| McCracken | Waggoner |

Absent—Excused

| | |
|-----------|--------|
| Broadfoot | Harper |
| Dean | Kern |
| Farmer | Lucas |

PROVIDING FOR NIGHT SESSION FOR THE CONSID- ERATION OF LOCAL AND UNCONTESTED BILLS

Mr. Gibson offered the following resolution:

Whereas, A large number of local and uncontested bills remain undisposed of; therefore, be it

Resolved by the House of Representatives, That Tuesday evening April 13, be set aside for the consideration of such bills.

The resolution was read second time, and was adopted.

RECESS

Mr. Harris of Dickens moved that the House recess until 2:00 o'clock p. m., today.

Mr. Harris of Dallas moved that the House recess until 2:30 o'clock p. m., today.

Mr. Harris of Archer moved that the House recess until 2:15 o'clock p. m., today.

The motion of Mr. Harris of Dickens prevailed, and the House, accordingly, at 12:10 o'clock p. m., took recess until 2:00 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2:00 o'clock p. m., and was called to order by the Speaker.

HOUSE BILL NO. 354 ON SECOND READING

On motion of Mr. Patterson of Mills, the regular order of business was suspended, to take up and have placed on its second reading and passage to engrossment,

H. B. No. 354, A bill to be entitled "An Act repealing Article 7319 of the Revised Civil Statutes of 1925; repealing Acts of 1927, Fortieth Legislature, page 25, Chapter 20, Section 1, as amended by Acts of 1927, Fortieth Legislature, First Called Session, page 195, Chapter 69, Section 1, Acts of 1927, Fortieth Legislature, First Called Session, page 195, Chapter 70, Section 1, and Acts of 1933, Forty-third Legislature, First Called Session, page 271, Chapter 98; amending Article 7320, Revised Civil Statutes of 1925, Chapter 10, providing a lien for taxes which have become delinquent since December 31, 1919, and forever barring taxes returned delinquent prior to that date; providing for certificates showing status of tax payments on property; amending Article 7323, Revised Civil Statutes of 1925, Chapter 10; amending Article 7324, Revised Civil Statutes, 1925, as amended by Acts of 1931, Forty-second Legislature, page 196, Chapter 117, Section 1, providing for the preparation and mailing of delinquent tax notices showing the amount of delinquent taxes, penalty, interest and costs due; adding a new Article numbered 7324A, requiring a person employed by the Commissioners' Court or the Assessor and Collector of Taxes to file a statement of all property on which delinquent taxes are due, providing that Commissioners' Court shall direct Sheriff to sell such property, and providing for extension of time before sale in certain cases; adding a new Article numbered 7324B, prescribing the form of such statements, authorizing lien holders to file notice of lien; adding a new Article numbered 7324C, providing for the issuance by the Sheriff of any

county of final notice and citation to delinquent taxpayers; adding a new Article numbered 7324D, providing for the sale of property on which taxes are delinquent, the execution of a tax deed and making same prima facie evidence of the power to sell; requiring tax rolls be prepared and approved by a certain time; . . . etc., and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Patterson of Mills offered the following committee amendment to the bill:

Amend House Bill No. 354, by striking out all below the enacting clause and substitute in lieu thereof the following:

"Section 1. That Article 7320 of the Revised Civil Statutes of 1925, be and the same is hereby amended so as to read as follows:

"Article 7320. All lands and lots which have been returned delinquent or reported sold to the State, or to any city or town, or to a school district, or to any other taxing subdivision, since the thirty-first day of December, 1919, or which may hereafter be returned delinquent shall be subject to the provisions of this Chapter, and said taxes shall remain a lien upon the said land, although the owner be unknown, or it be listed in the name of a person not the actual owner, and though the ownership be changed, the land may be sold, as provided by this Act, for all taxes, interest, penalty, and costs shown to be due by such assessment for any preceding year or years, except this Act shall not apply to any property delinquent prior to December 31, 1919. No delinquent taxpayer shall have the right to plead or in any manner rely upon any Statutes of limitation by way of a defense against the foreclosure of the tax lien for taxes due by the property delinquent due the State and county, city or town, school district, or any other taxing subdivision for any year or years on assessments which have become delinquent since December 31, 1919. Provided further, that the collection of all delinquent ad valorem taxes due the State, county, municipality, or other defined subdivision that were delinquent prior to December 31, 1919, is forever barred. Liens for general ad valorem taxes assessed by the State of Texas and any county, city,

or other taxing subdivision thereof shall be of equal rank and dignity, regardless of the years in which the liens became or shall hereafter become effective."

Sec. 2. That Article 7324 of the Revised Civil Statutes of 1925, as amended by Acts of the Forty-second Legislature, Chapter 117, page 196, be and the same is hereby amended so as to read as follows:

"Article 7324. During the month of July each year, or as soon thereafter as practicable, the collector of taxes in each county of this State shall prepare notices which, when completed and signed, shall be mailed to the tax roll address of each owner of any lands or lots situated in the county, showing the amount of taxes delinquent or past due and unpaid against all such lands and lots, together with such penalty and interest as may have accrued thereon as shown by the delinquent tax record of the county on file in the office of the Tax Collector, the Tax Collector's insolvent list, and/or the annual delinquent list, pending the compilation of such record, such notices when prepared shall immediately be signed by the Collector of Taxes or by a Deputy Tax Collector with the seal of his office affixed, and shall demand the payment of taxes, penalties, interest, and costs for preparing redemption certificates as provided for in Article 7331 of the Revised Civil Statutes of 1925, as amended. The Tax Collector shall cause to be published in some established newspaper published in the county once each week for three consecutive weeks, but if no newspaper is published in the county, such list may be published in a newspaper outside the county to be designated by the Commissioners Court, by contract duly entered into between such publisher and the Commissioners Court at a cost not to exceed twenty-five (25) cents for each such tract or parcel of land so advertised, a list of all lands and lots located in the county appearing on the delinquent tax record in the name of 'unknown' or 'unknown owners' or in the name of persons whose correct address or place of residence in or out of the county said Collector is unable, by the use of diligence, to discover or ascertain, against which taxes are delinquent, past due and unpaid, and such list or statements shall show the

amount of State and county taxes delinquent, past due and unpaid together with such penalties and interest as may have accrued thereon and shall contain a brief description of all such lands and lots. Such publication fee shall be taxed against each such tract or parcel of land so advertised and when collected shall be paid into the county treasury. Such publication may be proved by affidavit of the newspaper in which the publication was made, his foreman or principal clerk, annexed to the copy of the publication specifying the times in which the publication was made. If such notices be not published correctly, in accordance with the contract and copy furnished such newspaper then no compensation shall be allowed for such publication."

Sec. 3. That there shall be added a new Article just after Article 7324 of the Revised Civil Statutes of 1925, as amended, and numbered Article 7324-A which shall read as follows:

"Article 7324-A. If such taxes are not paid on or before the expiration of 60 days after the date of which said notice was sent or after 60 days from the first newspaper publication in the case 'unknown' or 'unknown owners', as provided for in the preceding Article, the Assessor and Collector of taxes shall immediately prepare and present to the Commissioners' Court a list of all property on which such delinquent taxes are due and unpaid and the Commissioners' Court of such county, after having examined said list shall, by an order duly entered upon its minutes, direct the Sheriff of such county to sell such property as shown on said list in the manner provided for in this Act.

"Provided that the Commissioners' Court shall have discretionary power to suspend the sale of any property until a later date, stating good and sufficient reasons by order entered of record in the minutes of said Court, based upon the written and signed application of the delinquent taxpayer, to be filed with the County Clerk, which application shall contain the description of said property, the years, and the total amounts of taxes delinquent, and shall set forth under oath, to the satisfaction of the Commissioners Court after hearing, the inability of the delinquent taxpayer to pay said taxes within the time specified in the notices, and that

he has reasonable expectation of being able within the period of extension applied for to pay all taxes due. Provided, further, that said order of the said Commissioners Court, deferring the time of such sale, shall fix a definite time when such sale shall be made, not to exceed one year from the date such sale was first to be made, and provided, further, that only one extension of time of sale shall be granted to a delinquent taxpayer upon the taxes due for any year or years. No such order by the Commissioners Court shall change, diminish or increase the amount of taxes delinquent or the penalties and interest charges upon delinquent taxes fixed by existing liens."

Sec. 4. That there shall be added after Article 7324-A, as hereinabove provided, a new Article numbered 7324-B, which shall read as follows:

"Article 7324-B. The Assessor and Collector of Taxes, upon issuance of order of sale as provided in Article 7324-A, shall immediately prepare written statements on forms prescribed by the Comptroller of Public Accounts for that purpose, giving the name or names of the owner or owners and any lien holders of such property and their addresses, giving a description of the property and its location, the taxes, penalty, interest, and costs due on such property, the year or years delinquent since December 31, 1919, and a description of the property shall be supplemented, where possible, by a reference to the book and page of the deed records of the county. Such statements shall be sworn to and shall request the issuance of notice as provided in Article 7324-C, as hereinafter provided. Lien holders may file name, address, and description of the real property encumbered with the Assessor and Collector within 90 days after this law goes into effect and thereafter each year before the expiration of the date when renditions of property must be made as provided by law, and such name and address filed thereafter from year to year shall be noted on the tax roll for the year filed, and the Assessor and Collector shall look to such data for the years that such name and address is not shown on the tax rolls and shall look to the rolls thereafter for the names and addresses of the lien

holders for the giving of the notice and citation herein provided."

Sec. 5. That there shall be added after Article 7324-B, as hereinabove provided, a new Article numbered 7324-C, which shall read as follows:

"Article 7324-C. The Sheriff of such county shall immediately, when such order of sale has been issued, serve such owner or owners and/or lien holders with citation and final notice notifying said delinquent the day, month, and year the property will be sold; that such sale will be held at the Court House door between the hours of ten o'clock a. m., and four o'clock p. m., on the first Tuesday of the second month after the citation and final notice were served. Payment of such taxes, penalty, and interest may be made at any time before the sale is held. Receipts for the taxes, penalty, and interest so paid shall be issued by the Tax Collector upon the payment of the total amount due. If the address of the delinquent owner and/or lien holder is known, a copy of the citation and final notice hereinabove provided for shall be sent to him by registered mail, return receipt requested, and such receipt shall be conclusive evidence of legal service. If the name and/or address of the landowner and/or lien holder be known and/or cannot be reached by registered mail as shown by return receipt, the Sheriff shall serve the final citation and notice herein required by posting written notices of the proposed sale of the property for taxes, containing all the information hereinabove set out, for three (3) consecutive weeks prior to the day of sale, in three (3) public places in the county, one of which shall be posted at the Court House door of the county in which such sale is to be made, and another in addition thereto shall be posted at a conspicuous place on each separate tract or parcel of the property to be sold."

Sec. 6. That there shall be added after Article 7324-C, as hereinabove prescribed, a new Article numbered 7324-D, which shall read as follows:

"Article 7324-D. Sales of such property may continue from day to day until all property listed is disposed of. No property shall be sold for more than the amount of the taxes, interest, penalty, and costs, provided that if there be more than

one bidder at such sale, the owner of the property shall have the right to designate to which bidder the sale may be made. There shall be sold the least quantity of the real property which any bidder will buy for cash equivalent to the amount of taxes, interest, penalty, and costs; and if no bid is received for part of same, then all of same shall be sold for cash equivalent to the amount of taxes, interest, penalty, and costs, and such bidder in either event shall be deemed the best and highest bidder. If there is no bid same shall be withdrawn by the Sheriff and offered for sale on the next sale day and, without further notice, continue to be offered until sold. If the bid for any property offered for sale hereunder shall be in an amount less than the total delinquent taxes, penalty, and interest due on such property, such lot or tract may be sold and the deed conveying same executed by the Sheriff only with the approval of the Commissioners Court evidenced by an order duly entered upon the minutes of the Court authorizing such sale and deed. In cases where real estate is sold for any sum less than the total amount of the taxes, penalty, and interest due upon such property the cost of sale shall first be paid out of the proceeds and the remainder paid over by the Sheriff to the Collector of Taxes and by him prorated between the State, County, and other taxing subdivisions in direct ratio to the respective sums due to the State, County, or other subdivision of the original total amount of taxes, penalty, and interest due. The Commissioners Court may in such cases, in its discretion, adjust the valuation of such property for the year 1937 or any prior year or years, so that the remainder of the taxes, penalty, and interest may be removed from the delinquent tax roll as an error. The sheriff of such county shall immediately pay over all money collected at such sales for taxes, penalty, and interest to the Collector of Taxes of the county who shall handle the same as other tax collections except as hereinabove otherwise provided. After sale the Sheriff shall, upon receiving payment of the bid, execute, acknowledge and deliver a tax deed which tax deed when recorded, or a certified copy thereof, or when proved by other legal evidence shall be admissible in evidence in all courts as prima facie evidence that the power to sell the

property therein described existed at the time of the same and that all of the prerequisites to the exercise of the power to make such sale and the requisites of the law in making the sale have been complied with."

Sec. 7. That Article 7329 of the Revised Civil Statutes of 1925, be, and the same is hereby amended to read as follows:

"Article 7329. In any suit instituted to enjoin the sale of any property for delinquent taxes, as provided for in this Act, no injunction shall be granted except upon satisfactory proof of one or more of the following facts:

"1. That citation and final notice were not issued to the owner of the property, and/or lien holder who has complied with the provisions of Section 4 of this Act.

2. That the delinquent taxes have been paid.

3. That the taxes shown in the citation and final notice are in excess of the limit allowed by law, but this defense shall apply only to such excess.

4. That the value was not ascertained as prescribed by law.

5. That citation or final notice was not given as prescribed in Section 5 of this Act.

6. That the owner and/or lien holder of the property sold was sui juris at the date of sale."

Sec. 8. That there shall be added a new Article just after Article 7329 of the Revised Civil Statutes of 1925, and numbered 7329-A, which shall read as follows:

"Article 7329-A. Any suit filed in any court of competent jurisdiction in this State to annul the sale and cancel the deed of conveyance theretofore executed by the sheriff under the provisions of this Act must be filed within two years from the date of such sale and not thereafter; provided, that such suit may be maintained only upon one or more of the following grounds:

"1. That citation and final notice were not issued to the owner of the property, and/or lien holder who has complied with the provisions of Section 4 of this Act.

2. That the delinquent taxes have been paid.

3. That the taxes shown in the citation and final notice are in excess of the limit allowed by law, but this

defense shall apply only to such excess.

4. That the value was not ascertained as prescribed by law.

5. That citation or final notice was not given as prescribed by Section 5 of this Act.

6. That the owner and/or lien holder of the property sold was *sui juris* at the date of sale.

"That before entering any order annulling the same and cancelling the deed or deeds made thereunder, based upon any or all of the grounds provided under this Section, unless it shall have been proved that the taxes for which the property had been sold had previously been paid, the Court trying the case shall require the plaintiff in such cases to pay into Court for the benefit of the purchaser of the land involved at such sale or sales, the sum paid by the purchaser at such sale or sales plus ten per cent thereof and One (\$1.00) Dollar additional as recording fee. Provided, however, should it be proved that the taxes for which the property had been sold had previously been paid, the Court trying the case shall issue an order directing that the Assessor and Collector of Taxes issue a refund of the amount set out above to the holder of the deed. The amount of such refund shall be charged to and paid out of State, county and district taxes collected, in the same proportion as the money was distributed to these funds at the time the property was sold for taxes."

Sec. 9. All delinquent State, county and district taxes collected from the State and county delinquent tax record under the provisions of this Act, shall be paid to the Assessor and Collector of Taxes and he shall execute receipts therefor.

Sec. 10. When the owner or lien holder of property delinquent for taxes for the year of 1937 or any prior year or years shall furnish proof to the Assessor and Collector of Taxes of a decline or shrinkage in value of property delinquent for taxes before the date of the assessment thereof, caused by flood, storm or fire or other causes not compensated by insurance over which the owner thereof had no control, the Assessor and Collector of Taxes shall personally inspect such property and make a written report to the Commissioners Court, stating the facts and making such recommendation in regard to the ad-

justment of the taxes to apply a reasonable valuation warranted by the facts. The Commissioners Court may, by and with the approval of the Comptroller, authorize a readjustment of the valuation, equalizing those values with the values of other properties in the vicinity for the year or years for which it is delinquent.

Sec. 11. The provisions of this Act shall be applicable to cities, towns, school districts, and other taxing subdivisions. In the case of an incorporated city and/or any political subdivision with taxing power, the governing body of such city, town, school district, or other taxing subdivision shall, with respect thereto, perform all the functions of the Commissioners Court above enumerated, and shall by ordinance designate or appoint officers of or for such taxing subdivision who shall perform all the functions of the State Comptroller, the Sheriff or other State or county officers in this Act enumerated.

Sec. 12. The wilful failure of any Collector of Taxes to promptly prepare and send out notices within the time and as required by Section 2 of this Act shall constitute and shall be held by the Courts of this State to constitute cause for removal from his office under *quo warranto* proceedings as now provided by law. When the facts of the wilful failure of such Collector to prepare and send out such notices, as required by Section 2 of this Act, become known, the Commissioners Court of his county shall be authorized to suspend such Tax Collector from office, and immediately thereafter he shall be removed from office in the mode now provided by law. The Commissioners Court of such county may, upon the suspension from office of such Tax Collector, appoint a temporary Collector of Taxes who shall qualify and immediately send out notices as required by Section 2 of this Act, and this fact shall prevent a plea as provided for in paragraph 5 of Sections 7 and 8 of this Act. Upon the final removal of such Collector failing to send out such notices, the appointment of a temporary Collector of Taxes may be made final by the Commissioners Court of such county. If a Collector of Taxes of a city, town, school district, or any other taxing subdivision of government wilfully fails or refuses to prepare and send out notices at the time and in the manner pre-

scribed by Section 2 of this Act, such failure shall constitute cause for removal from his office, and the governing body of such subdivision or government shall promptly remove such Collector from office and select his successor, who, when he qualifies shall immediately send out notices required in Section 2 of this Act.

Sec. 13. That Article 7336-A, as amended by Acts of the Third Called Session, Forty-second Legislature, Chapter 46, be and the same is hereby amended so as to read as follows:

"Article 7336-A.

Subsection 1. That all interest and penalties that have accrued or that may accrue on ad valorem and poll taxes that are delinquent on or before January 31, 1938, due the State, any county, special school district, school district, road district, levee improvement district, water improvement district and water control and improvement district, irrigation district and other defined subdivisions of the State (and, subject to the provisions hereinbefore and hereinafter contained, such interest and penalties on delinquent ad valorem and poll taxes due cities, towns, and villages), shall be and the same are hereby released, provided, said ad valorem and poll taxes are paid on or before January 31, 1938. It is provided that the provisions hereof shall not apply to cities, towns, and villages, unless and until the governing body of any such city, town, or village finds that unusual or excessive default in the payment of ad valorem and poll taxes has occurred, and that an extension of time for the payment of such delinquent ad valorem and poll taxes will promote and accelerate the collection thereof, whereupon such governing body shall adopt a resolution or ordinance evidencing such finding, and upon the recording of such findings of fact, the provisions of this Act shall be in full force and effect as to any such city, town or village. All laws and parts of laws in conflict with this Section are hereby expressly suspended during the term specified in this Section so far as they may effect this Act."

Sec. 14. It is provided further that in case any section, clause, sentence, paragraph or part of this Act shall for any reason be adjudged by any court of competent or final jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the

remainder of this Act, but shall be confined in its operation to the section, clause, sentence, paragraph, or part thereof directly involved in the controversy in which said judgment shall have been rendered.

Sec. 15. This Act shall be cumulative of all the laws now in effect providing for the collection of delinquent taxes, except when in conflict herewith, but in case of a conflict the provisions of this Act shall control and all laws or parts of laws, both general or special, in conflict with this Act are hereby repealed, but this Act is not intended to repeal or supercede any portion of the laws now in effect providing for the foreclosure of tax liens by a suit in court.

Sec. 16. There being no effective agency for the enforcement of the delinquent tax law of Texas which causes the State, counties, cities, and towns, school districts, and other taxing subdivisions to suffer an impairment of their credit, unable to meet expenses and can have no hope of better collections until Assessors and Collectors can more definitely enforce the tax laws, creates an emergency and that the Constitutional provision requiring bills to be read on three several days be suspended and the same is hereby suspended and this Act shall be in effect immediately after its passage, and it is so enacted.

Mr. Baker offered the following amendments to the committee amendment:

Amend committee amendment No. 1, Sec. 2, line 13, page 3, by inserting after the words "affidavit of the" and before the word "newspaper" the words "publisher of the".

Amend committee amendment No. 1 to House Bill No. 354, Sec. 7, page 7, line 19, by adding at the end of this line the word "not".

Amend committee amendment No. 1, to House Bill No. 354, Sec. 7, page 7, line 40, by adding at the end of the line the word "not".

The amendments were severally adopted.

The committee amendment, as amended, was then adopted.

(Mr. Carssow in the Chair.)

Mr. Patterson of Mills offered the following committee amendment to the bill:

Amend H. B. No. 354, by striking

out all above the enacting clause and insert in lieu thereof the following:

"H. B. No. 354

A BILL

To Be Entitled

An Act amending Article 7320, Revised Civil Statutes of 1925, Chapter 10, providing a lien for taxes which have become delinquent since December 31, 1919, and forever barring taxes returned delinquent prior to that date; amending Article 7324, Revised Civil Statutes of 1925, as amended by Acts of 1931, Forty-second Legislature, page 196, Chapter 117, Section 1, providing for the preparation and mailing of delinquent tax notices showing the amount of delinquent taxes, penalty, interest and costs due; adding a new Article numbered 7324A, requiring the Assessor and Collector of Taxes to file a statement of all property on which delinquent taxes are due, providing that the Commissioners Court shall direct Sheriff, to sell such property, and providing for extension of time before sale in certain cases; adding a new Article numbered 7324B, prescribing the form of such statements, authorizing lien holders to file notice of lien, adding a new Article numbered 7324C, providing for the issuance by the Sheriff on any count of final notice and citation to delinquent taxpayers; adding a new Article numbered 7324D, providing for the sale of property on which taxes are delinquent, the execution of a tax deed and making same prima facie evidence of the power to sell; amending Article 7329, Revised Civil Statutes of 1925, Chapter 10, adding a new Article numbered 7329A, providing for the institution of suit by the owner of any property sold for taxes under the provisions of this Act; providing for the payment of money collected under the terms of this Act, providing for the adjustment of property valuation in certain cases; providing that the provisions of this Act shall be available to cities, towns, and other taxing subdivisions, providing for the removal of Tax Collectors from office upon wilful failure to carry out the provisions of this Act; amending Article 7336A, as amended by Acts

of Forty-second Legislature, Third Called Session, Chapter 46, releasing interest and penalties on ad valorem and poll taxes; containing a saving clause, making this Act cumulative and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

The amendment was adopted.

Mr. Brown offered the following amendment to the bill:

Amend House Bill No. 354, Section 3, line 31, by striking out the word "shall" after the word "list" and substitute therefor the word "may."

Mr. Patterson of Mills moved to table the amendment by Mr. Brown.

Mr. Davison of Fisher raised a point of order, on further consideration of the amendment by Mr. Brown, on the ground that the amendment seeks to amend the committee amendment already adopted.

The Chair sustained the point of order.

Mr. Hanna moved that House Bill No. 354 be tabled.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—85

| | |
|-------------|-------------------|
| Adkins | Hardin |
| Alexander | Harrell |
| Alsup | Harris of Archer |
| Amos | Harris of Dallas |
| Bell | Harris of Dickens |
| Blankenship | Heflin |
| Boyer | Hoskins |
| Bradford | Huddleston |
| Bridgers | Jackson |
| Broadfoot | James |
| Burton | Johnson of Ellis |
| Callan | Johnson |
| Carssow | of Tarrant |
| Cathey | Jones of Angelina |
| Celaya | Jones of Atascosa |
| Cleveland | Jones of Falls |
| Colquitt | Jones of Wise |
| Derden | Kenyon |
| Dickison | King |
| Dollins | Knetsch |
| Farmer | Lankford |
| Felty | Lanning |
| Gibson | Leonard |
| Hamilton | Little |
| Hankamer | Loggins |
| Hanna | London |
| Harbin | Mann |

| | |
|---------------|------------------|
| McConnell | Rutta |
| McKee | Settle |
| Moffett | Simpson |
| Monkhouse | Smith of Hopkins |
| Morse | Smith of Tarrant |
| Newton | Talbert |
| Oliver | Tarwater |
| Palmer | Tennant |
| Pope | Tennyson |
| Powell | Thornton |
| Prescott | Waggoner |
| Quinn | Walker |
| Reed of Bowie | Weldon |
| Riddle | Westbrook |
| Ross | Winfree |
| Russell | Wood |

Nays—42

| | |
|-------------------|--------------------|
| Baker | Langdon |
| Bates | Leyendecker |
| Beckworth | Mays |
| Bradbury | McCracken |
| Cagle | McDonald |
| Cauthorn | McFarland |
| Davis of Haskell | Metcalfe |
| Davis of Jasper | Morris |
| Davison of Fisher | Patterson of Mills |
| Davisson | Patterson |
| of Eastland | of Travis |
| Deglandon | Petsch |
| England | Ragsdale |
| Fielden | Reed of Dallas |
| Fox | Rhodes |
| Fuchs | Roark |
| Graves | Smith |
| Holland | of Matagorda |
| Hull | Stevenson |
| Hyder | Stinson |
| Keefe | Stocks |
| Keith | Thornberry |
| Kelt | |

Absent

| | |
|-----------|-------------|
| Boethel | Reader |
| Brown | Schuenemann |
| Hartzog | Sewell |
| Howard | Sharpe |
| Leath | Shell |
| Mauritz | Skaggs |
| McKinney | Vale |
| Nicholson | Worley |

Absent—Excused

| | |
|--------|--------|
| Bond | Herzik |
| Dean | Kern |
| Harper | Lucas |

MESSAGE FROM THE SENATE

Austin, Texas, April 12, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

S. C. R. No. 56, Acknowledging expressions of sympathy from the Ohio Senate relative to the New London school tragedy.

Respectfully,

BOB BARKER,
Secretary of the Senate.

HOUSE BILL NO. 111 ON SECOND READING

Mr. McFarland moved, that the regular order of business be suspended, to take up and have placed on its second reading and passage to engrossment,

H. B. No. 111, A bill to be entitled "An Act to amend Article 7101, Chapter 4, Title 122, Articles 7162, 7174, Chapter 6, Title 122, and Articles 7183, 7184, 7192, 7193, 7204, 7214, 7215, 7216, 7221 and 7224, Chapter 7, Title 122, Revised Civil Statutes of Texas of 1925."

Question recurring on the motion, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—98

| | |
|-------------------|-------------------|
| Baker | Harris of Dickens |
| Bates | Heflin |
| Beckworth | Holland |
| Bell | Hoskins |
| Blankenship | Hyder |
| Boethel | Jackson |
| Bradbury | James |
| Bridgers | Johnson of Ellis |
| Broadfoot | Johnson |
| Cathey | of Tarrant |
| Cauthorn | Jones of Angelina |
| Celaya | Jones of Atascosa |
| Cleveland | Jones of Wise |
| Colquitt | Keith |
| Davis of Haskell | Kelt |
| Davis of Jasper | King |
| Davison of Fisher | Knetsch |
| Davisson | Langdon |
| of Eastland | Lanning |
| Deglandon | Leonard |
| Dickison | Leyendecker |
| Dollins | London |
| England | Mann |
| Farmer | Mays |
| Felty | McConnell |
| Fox | McCracken |
| Fuchs | McDonald |
| Graves | McFarland |
| Hamilton | McKee |
| Hanna | Metcalfe |
| Harbin | Monkhouse |
| Harrell | Morris |
| Harris of Archer | Morse |

| | |
|--------------------|------------------|
| Patterson of Mills | Smith |
| Patterson | of Matagorda |
| of Travis | Smith of Tarrant |
| Petsch | Stevenson |
| Powell | Stinson |
| Prescott | Stocks |
| Quinn | Talbert |
| Ragsdale | Tarwater |
| Reed of Dallas | Tennant |
| Rhodes | Tennyson |
| Riddle | Thornberry |
| Roark | Thornton |
| Ross | Waggoner |
| Russell | Walker |
| Rutta | Weldon |
| Settle | Westbrook |
| Simpson | Winfree |
| Smith of Hopkins | Worley |

Nays—23

| | |
|----------|----------------|
| Adkins | Huddleston |
| Alsup | Jones of Falls |
| Boyer | Kenyon |
| Bradford | Lankford |
| Brown | Moffett |
| Burton | Newton |
| Cagle | Oliver |
| Callan | Palmer |
| Fielden | Reed of Bowie |
| Gibson | Skaggs |
| Hankamer | Wood |
| Hardin | |

Absent

| | |
|------------------|-------------|
| Alexander | Loggins |
| Amos | Mauritz |
| Carssow | McKinney |
| Derden | Nicholson |
| Harris of Dallas | Pope |
| Hartzog | Reader |
| Howard | Schuenemann |
| Hull | Sewell |
| Keefe | Sharpe |
| Leath | Shell |
| Little | Vale |

Absent—Excused

| | |
|--------|--------|
| Bond | Herzik |
| Dean | Kern |
| Harper | Lucas |

The Chair then laid the bill before the House, and it was read second time.

Mr. McFarland offered the following committee amendment to the bill:

Amend Article 7174 of House Bill No. 111, by inserting after the third paragraph thereof this paragraph, to wit:

"The Assessor-Collector shall in arriving at fair and equitable values, avail himself of all known sources

of information including the results of the State-Wide Tax Survey conducted by the State Tax Board. It shall also be the duty of the Assessor-Collector to keep current all such information as to title, ownership, abstract and improvements, making such corrections and/or additions to said tax survey as such changes occur so that at all times the tax survey will reflect the latest authentic information."

The amendment was adopted.

Mr. McFarland offered the following committee amendment to the bill:

Amend House Bill No. 111, as follows:

Article 7218 to be amended so as to read as follows:

"The Assessor of Taxes shall submit all the list of property rendered to him prior to the first Monday in June to the board of equalization of his county on the first Monday in June or as soon thereafter as practicable, for their inspection, correction and equalization. Before the board of equalization finally approves the list of taxable property as shown on the tax assessors' assessment rolls the statement as provided for by Article 7221, as amended, must be approved by the State Tax Board as provided for in Articles 7221 and 7224, as amended."

The amendment was adopted.

Mr. McFarland offered the following committee amendment to the bill:

Amend Section 1, by adding the figures "7218" between "7216" and "7221" on line 4.

The amendment was adopted.

Mr. Thornton offered the following amendment to the bill:

Amend House Bill No. 111, by adding the following paragraph after Subsection 35, appearing in line 10, page 5, of said bill:

"Provided that nothing in this Article or in 7161 of the Revised Civil Statutes shall be construed to require the listing for rendition of taxes for agricultural products which are in an un-manufactured state."

THORNTON,
MORRIS.

The amendment was adopted.

(Speaker in the Chair.)

Mr. Mays moved that House Bill No. 111 be tabled.

Question recurring on the motion to table, yeas and nays were demanded.

The roll of the House was called, and the vote announced as follows: Yeas, 66; nays, 72.

Mr. Pope requested a verification of the vote.

The roll of the "yeas" and "nays" was again called, and the verified vote resulted as follows:

Yeas—63

| | |
|-------------------|-------------------|
| Adkins | Jones of Atascosa |
| Alexander | Kenyon |
| Alsup | Knetsch |
| Blankenship | Lankford |
| Boyer | Leath |
| Bradford | Leonard |
| Bridgers | Little |
| Brown | Loggins |
| Cagle | Mays |
| Callan | McKee |
| Cathey | McKinney |
| Celaya | Metcalf |
| Derden | Monkhouse |
| Dickison | Morse |
| Dollins | Newton |
| Farmer | Oliver |
| Fielden | Palmer |
| Gibson | Petsch |
| Hankamer | Pope |
| Harbin | Reed of Bowie |
| Hardin | Riddle |
| Harrell | Schuenemann |
| Harris of Dickens | Shell |
| Hartzog | Simpson |
| Heflin | Skaggs |
| Holland | Smith of Hopkins |
| Hoskins | Tarwater |
| Howard | Weldon |
| Huddleston | Westbrook |
| Hull | Winfree |
| Hyder | Wood |
| James | |

Nays—71

| | |
|-------------------|-------------------|
| Amos | Deglandon |
| Baker | England |
| Bates | Felty |
| Beckworth | Fox |
| Bell | Fuchs |
| Boethel | Graves |
| Bradbury | Hamilton |
| Broadfoot | Harris of Archer |
| Burton | Harris of Dallas |
| Carssow | Jackson |
| Cauthorn | Johnson of Ellis |
| Cleveland | Johnson |
| Colquitt | of Tarrant |
| Davis of Haskell | Jones of Angelina |
| Davis of Jasper | Jones of Falls |
| Davison of Fisher | Jones of Wise |
| Davisson | Keefe |
| of Eastland | Keith |

| | |
|--------------------|------------------|
| Kelt | Rhodes |
| King | Roark |
| Langdon | Ross |
| Lanning | Russell |
| London | Rutta |
| Mann | Settle |
| McConnell | Smith |
| McCracken | of Matagorda |
| McDonald | Smith of Tarrant |
| McFarland | Stinson |
| Moffett | Stocks |
| Morris | Talbert |
| Patterson of Mills | Tennant |
| Patterson | Tennyson |
| of Travis | Thornberry |
| Powell | Thornton |
| Prescott | Waggoner |
| Quinn | Walker |
| Ragsdale | Worley |
| Reed of Dallas | |

Absent

| | |
|-------------|-----------|
| Hanna | Sewell |
| Leyendecker | Sharpe |
| Mauritz | Stevenson |
| Nicholson | Vale |
| Reader | |

Absent—Excused

| | |
|--------|--------|
| Bond | Herzik |
| Dean | Kern |
| Harper | Lucas |

The Speaker announced that the motion to table was lost.

Mr. Keith moved that the House recess until 10:00 o'clock a. m., tomorrow.

Question recurring on the motion to recess, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—40

| | |
|------------------|------------------|
| Bridgers | Leath |
| Burton | Leonard |
| Celaya | Mann |
| Dollins | Mays |
| England | McCracken |
| Farmer | McFarland |
| Hankamer | McKinney |
| Hanna | Morse |
| Harper | Oliver |
| Harris of Dallas | Palmer |
| Hartzog | Pope |
| Howard | Ross |
| Hull | Russell |
| Hyder | Schuenemann |
| Jackson | Shell |
| James | Smith of Hopkins |
| Johnson | Smith of Tarrant |
| of Tarrant | Stevenson |
| Keefe | Tarwater |
| Keith | Walker |
| Kenyon | |

Nays—86

| | |
|-------------------|--------------------|
| Adkins | Knetsch |
| Alexander | Langdon |
| Amos | Lankford |
| Baker | Lanning |
| Bates | Little |
| Beckworth | Loggins |
| Bell | London |
| Blankenship | McConnell |
| Boethel | McDonald |
| Boyer | McKee |
| Bradbury | Metcalf |
| Bradford | Moffett |
| Broadfoot | Monkhouse |
| Cagle | Morris |
| Callan | Newton |
| Carssow | Patterson of Mills |
| Cauthorn | Patterson |
| Cleveland | of Travis |
| Davis of Haskell | Petsch |
| Davis of Jasper | Prescott |
| Davison of Fisher | Quinn |
| Davisson | Ragsdale |
| of Eastland | Reed of Bowie |
| Deglandon | Reed of Dallas |
| Derden | Rhodes |
| Dickison | Riddle |
| Fielden | Roark |
| Fox | Rutta |
| Fuchs | Settle |
| Gibson | Simpson |
| Graves | Skaggs |
| Hamilton | Smith |
| Harbin | of Matagorda |
| Hardin | Stinson |
| Harris of Archer | Stocks |
| Harris of Dickens | Talbert |
| Heflin | Tennant |
| Holland | Tennyson |
| Hoskins | Thornberry |
| Johnson of Ellis | Thornton |
| Jones of Angelina | Waggoner |
| Jones of Atascosa | Weldon |
| Jones of Wise | Winfree |
| Kelt | Wood |
| King | |

Absent

| | |
|----------------|-----------|
| Alsop | Mauritz |
| Brown | Nicholson |
| Cathey | Powell |
| Colquitt | Reader |
| Felty | Sewell |
| Harrell | Sharpe |
| Huddleston | Vale |
| Jones of Falls | Westbrook |
| Leyendecker | Worley |

Absent—Excused

| | |
|--------|-------|
| Bond | Kern |
| Dean | Lucas |
| Herzik | |

Mr. Brown offered the following amendment to the bill:

Amend House Bill No. 111, by adding thereto another Section to be known as Section 1A to read, as follows:

"The provisions of this bill shall not apply to land, and improvements thereon, live stock, or any other tangible property, but shall only apply to intangible assets."

BROWN,
FIELDEN.

Mr. Johnson of Ellis moved the previous question on the pending amendment, and the engrossment of House Bill No. 111, and the motion was duly seconded.

Question recurring on the motion for the main question, it was lost.

Mr. McFarland moved to table the amendment by Mr. Brown.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—73

| | |
|-------------------|--------------------|
| Amos | Jones of Angelina |
| Baker | Jones of Falls |
| Bell | Jones of Wise |
| Blankenship | Keefe |
| Boethel | Keith |
| Bradbury | Kelt |
| Broadfoot | King |
| Burton | Langdon |
| Callan | Lanning |
| Cauthorn | London |
| Cleveland | Mann |
| Colquitt | McConnell |
| Davis of Haskell | McCracken |
| Davis of Jasper | McDonald |
| Davison of Fisher | McFarland |
| Davisson | McKee |
| of Eastland | Morris |
| Dean | Morse |
| Deglandon | Patterson of Mills |
| Dollins | Patterson |
| England | of Travis |
| Fox | Prescott |
| Fuchs | Quinn |
| Graves | Ragsdale |
| Hamilton | Reed of Dallas |
| Harris of Archer | Roark |
| Harris of Dallas | Ross |
| Howard | Rutta |
| Hull | Settle |
| Jackson | Skaggs |
| James | Smith |
| Johnson of Ellis | of Matagorda |
| Johnson | Smith of Tarrant |
| of Tarrant | Stinson |

Stocks
Talbert
Tennant
Tennyson
Thornberry

Thornton
Waggoner
Walker
Worley

Nays—58

Adkins
Alexander
Alsup
Beckworth
Boyer
Bradford
Bridgers
Brown
Carssow
Cathey
Celaya
Derden
Dickson
Farmer
Fielden
Gibson
Hankamer
Harbin
Hardin
Harrell
Harris of Dickens
Hartzog
Heflin
Holland
Hoskins
Huddleston
Hyder
Jones of Atascosa
Kenyon

Knetsch
Lankford
Leath
Leonard
Leyendecker
Little
Mays
McKinney
Moffett
Monkhouse
Newton
Oliver
Palmer
Petsch
Pope
Reed of Bowie
Rhodes
Riddle
Russell
Schuenemann
Shell
Simpson
Smith of Hopkins
Stevenson
Tarwater
Weldon
Westbrook
Winfree
Wood

Absent

Bates
Cagle
Felty
Hanna
Loggins
Mauritz
Metcalf

Nicholson
Powell
Reader
Sewell
Sharpe
Vale

Absent—Excused

Bond
Harper
Herzik

Kern
Lucas

Question—Shall House Bill No. 111
pass to engrossment?

MESSAGE FROM THE SENATE

Austin, Texas, April 12, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: I am directed by the Senate
to inform the House that the Senate
has adopted the conference committee
report on Senate Bill No. 337 by the
following vote: Yeas, 31; Nays, 0.

Respectfully,

BOB BARKER,
Secretary of the Senate.

MESSAGE FROM THE SENATE

Austin, Texas, April 12, 1937.

Hon. R. W. Calvert, Speaker of the
House of Representatives:

Sir: I am directed by the Senate to
inform the House that the Senate has
passed the following:

S. J. R. No. 16, Proposing an amend-
ment to Article III, Section 52 of the
Constitution of the State of Texas.

Respectfully,

BOB BARKER,
Secretary of the Senate.

MESSAGE FROM THE SENATE

Austin, Texas, April 12, 1937.

Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to
inform the House the Senate has con-
curred in House amendments to Sen-
ate Bill No. 343 by the following vote:
Yeas, 22; nays, 5.

Respectfully,

BOB BARKER,
Secretary of the Senate.

CONFERENCE COMMITTEE RE- PORT ON SENATE BILL NO. 337

Mr. Thornton, Chairman, submitted
the following Conference Committee
Report on Senate Bill No. 337:

Committee Room,

Austin, Texas, April 12, 1937.

Honorable Walter F. Woodul, Presi-
dent of the Senate.

Honorable R. W. Calvert, Speaker of
the House.

Sirs: We, your Conference Commit-
tee, appointed to adjust the differ-
ences between the House and Senate
on Senate Bill No. 337, beg leave to
report that we have considered the
same and recommend that it do pass
in the form and text attached hereto.

BURNS,
PACE,
MOORE,
RAWLINGS,
REDDITT,

On the part of the Senate.

THORNTON,
ALSUP,
DAVISON of Fisher,
LONDON,
LEONARD,

On the part of the House.

S. B. No. 337

A BILL

To Be Entitled

An Act making an appropriation to pay the increase of salaries to District Judges as authorized by House Bill No. 10, Acts of the Regular Session of the Forty-fifth Legislature, and providing for method of payment of such salaries; and making appropriation to pay the deficiencies of District Judges' expense accounts, and declaring an emergency.

Be It Enacted by the Legislature of the State of Texas:

Section 1. There is hereby appropriated out of any moneys in the General Revenue Fund, not otherwise appropriated, Sixty-eight Thousand Nine Hundred Seventy-four Dollars and eight cents (\$68,974.08) to pay the increase in salaries to District Judges, as authorized by House Bill No. 10, Acts of the Regular Session of the Forty-fifth Legislature.

Sec. 2. The appropriation herein made shall supplement the appropriation made by House Bill No. 417, Acts of the Regular Session of the Forty-fourth Legislature, for the payment of salaries of District Judges, and shall be disbursed in accordance with the provisions of said House Bill No. 417, Acts of the Regular Session of the Forty-fourth Legislature.

Sec. 3. To pay the deficiency expense accounts of District Judges as follows:

For the year ending August 31, 1936, \$12,400.00

For the year ending August 31, 1937, \$12,400.00.

Sec. 4. The fact that the present Session of the Legislature provided for the increase of salaries of District Judges and did not provide an appropriation out of which such increase of salaries should be paid, and the fact that if no appropriation is made such District Judges would have a claim against the State of Texas whereby the legal effect of House Bill No. 10 would be suspended, creates an emergency, and an imperative public necessity requiring the Constitutional Rule that bills be read on three several days be suspended, and the same is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

On motion of Mr. Thornton, the report was adopted by the following vote:

Yeas—120

| | |
|-------------------|--------------------|
| Adkins | Keith |
| Alexander | Kelt |
| Alsup | Kenyon |
| Amos | King |
| Baker | Knetsch |
| Bates | Langdon |
| Beckworth | Lanning |
| Bell | Leath |
| Blankenship | Leonard |
| Boethel | Leyendecker |
| Boyer | Little |
| Bradbury | Loggins |
| Bradford | London |
| Broadfoot | Mann |
| Brown | Mays |
| Burton | McConnell |
| Callan | McCracken |
| Carssow | McDonald |
| Cathey | McKee |
| Cauthorn | McKinney |
| Celaya | Moffett |
| Cleveland | Monkhouse |
| Davis of Haskell | Morris |
| Davis of Jasper | Morse |
| Davison of Fisher | Newton |
| Davisson | Oliver |
| of Eastland | Palmer |
| Dean | Patterson of Mills |
| Deglandon | Patterson |
| Derden | of Travis |
| Dollins | Pope |
| England | Powell |
| Farmer | Prescott |
| Fielden | Quinn |
| Fox | Reed of Bowie |
| Fuchs | Reed of Dallas |
| Hamilton | Rhodes |
| Hankamer | Riddle |
| Hanna | Roark |
| Harbin | Russell |
| Hardin | Rutta |
| Harrell | Schuenemann |
| Harris of Dallas | Settle |
| Harris of Dickens | Shell |
| Hartzog | Simpson |
| Heflin | Skaggs |
| Holland | Smith of Hopkins |
| Hoskins | Smith |
| Howard | of Matagorda |
| Hull | Smith of Tarrant |
| Jackson | Stevenson |
| James | Stocks |
| Johnson of Ellis | Talbert |
| Johnson | Tarwater |
| of Tarrant | Tennant |
| Jones of Angelina | Tennyson |
| Jones of Atascosa | Thornberry |
| Jones of Falls | Thornton |
| Jones of Wise | Walker |
| Keefe | Weldon |

| | | | |
|---|-------------------|--|------------------|
| Westbrook | Wood | Johnson of Ellis | Patterson |
| Winfree | Worley | Johnson | of Travis |
| | Nays—1 | of Tarrant | Petsch |
| Ross | Absent | Jones of Angelina | Prescott |
| | | Jones of Atascosa | Quinn |
| | | Jones of Falls | Ragsdale |
| | | Jones of Wise | Reed of Bowie |
| Bridgers | McFarland | Keith | Reed of Dallas |
| Cagle | Metcalfe | Kelt | Rhodes |
| Colquitt | Nicholson | Kenyon | Riddle |
| Dickison | Petsch | King | Roark |
| Felty | Ragsdale | Knetsch | Russell |
| Gibson | Reader | Langdon | Rutta |
| Graves | Sewell | Lankford | Schuenemann |
| Harris of Archer | Sharpe | Lanning | Settle |
| Huddleston | Stinson | Leath | Shell |
| Hyder | Vale | Leonard | Simpson |
| Lankford | Waggoner | Leyendecker | Skaggs |
| Mauritz | | Little | Smith of Hopkins |
| | Absent—Excused | London | Smith |
| Bond | Kern | Mays | of Matagorda |
| Harper | Lucas | McConnell | Smith of Tarrant |
| Herzik | | McCracken | Stinson |
| | | McDonald | Stocks |
| | | McFarland | Talbert |
| | | McKee | Tennant |
| | | McKinney | Tennyson |
| | | Moffett | Thornberry |
| | | Monkhouse | Thornton |
| | | Morris | Walker |
| | | Morse | Weldon |
| | | Newton | Westbrook |
| | | Oliver | Winfree |
| | | Palmer | Wood |
| | | Patterson of Mills | Worley |
| | | | Absent |
| | | Alexander | Pope |
| | | Bridgers | Powell |
| | | Cagle | Reader |
| | | Graves | Ross |
| | | Keefe | Sewell |
| | | Loggins | Sharpe |
| | | Mann | Stevenson |
| | | Mauritz | Tarwater |
| | | Metcalfe | Vale |
| | | Nicholson | Waggoner |
| | | | Absent—Excused |
| | | Bond | Kern |
| | | Harper | Lucas |
| | | Herzik | |
| HOUSE BILLS ON FIRST READING | | | |
| Mr. Jones of Falls moved to introduce, at this time, and have placed on first reading, House Bill No. 1091. | | | |
| The motion prevailed by the following vote: | | | |
| | Yeas—124 | | |
| Adkins | Derden | | |
| Alsup | Dickson | | |
| Amos | Dollins | | |
| Baker | England | | |
| Bates | Farmer | | |
| Beckworth | Felty | | |
| Bell | Fielden | | |
| Blankenship | Fox | | |
| Boethel | Fuchs | | |
| Boyer | Gibson | | |
| Bradbury | Hamilton | | |
| Bradford | Hankamer | | |
| Broadfoot | Hanna | | |
| Brown | Harbin | | |
| Burton | Hardin | | |
| Callan | Harrell | | |
| Carsow | Harris of Archer | | |
| Cathey | Harris of Dallas | | |
| Cauthorn | Harris of Dickens | | |
| Celaya | Hartzog | | |
| Cleveland | Heflin | | |
| Colquitt | Holland | | |
| Davis of Haskell | Hoskins | | |
| Davis of Jasper | Howard | | |
| Davison of Fisher | Huddleston | | |
| Davison | Hull | | |
| of Eastland | Hyder | | |
| Dean | Jackson | | |
| Deglandon | James | | |
| | | The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows: | |
| | | By Mr. Jones of Falls, Mr. Cagle, and Mr. Dollins: | |
| | | H. B. No. 1091, A bill to be entitled "An Act validating the creation and organization of independent school districts, and validating the action of any County Board of Trustees with | |

reference to the creation of school districts out of another independent school district; making this Act applicable to certain counties according to the last preceding Federal Census, and providing that no part of this Act shall affect any litigation now pending, and that only Acts passed by four-fifths majority of the County Board of Trustees shall be valid, and declaring an emergency."

Referred to the Committee on Education.

Mr. Petsch moved to introduce, at this time, and have placed on first reading, House Bill No. 1092.

The motion prevailed by the following vote:

Yeas—125

| | |
|-------------------|-------------------|
| Adkins | Harrell |
| Alexander | Harris of Archer |
| Alsup | Harris of Dallas |
| Amos | Harris of Dickens |
| Bates | Hartzog |
| Beckworth | Heflin |
| Bell | Holland |
| Blankenship | Hoskins |
| Boethel | Howard |
| Boyer | Huddleston |
| Bradbury | Hull |
| Bradford | Hyder |
| Broadfoot | Jackson |
| Brown | James |
| Burton | Johnson of Ellis |
| Callan | Johnson |
| Carssow | of Tarrant |
| Cathey | Jones of Angelina |
| Cauthorn | Jones of Atascosa |
| Celaya | Jones of Falls |
| Cleveland | Jones of Wise |
| Colquitt | Keith |
| Davis of Haskell | Kelt |
| Davis of Jasper | Kenyon |
| Davison of Fisher | King |
| Davisson | Knetsch |
| of Eastland | Langdon |
| Dean | Lankford |
| Deglandon | Lanning |
| Derden | Leath |
| Dickison | Leonard |
| England | Leyendecker |
| Farmer | Little |
| Felty | Loggins |
| Fielden | London |
| Fox | Mays |
| Fuchs | McConnell |
| Gibson | McCracken |
| Graves | McDonald |
| Hamilton | McFarland |
| Hankamer | McKee |
| Hanna | McKinney |
| Harbin | Moffett |
| Hardin | Monkhouse |

| | |
|--------------------|------------------|
| Morris | Simpson |
| Morse | Skaggs |
| Newton | Smith of Hopkins |
| Oliver | Smith |
| Patterson of Mills | of Matagorda |
| Patterson | Smith of Tarrant |
| of Travis | Stevenson |
| Petsch | Stocks |
| Pope | Talbert |
| Quinn | Tarwater |
| Ragsdale | Tennant |
| Reed of Bowie | Tennyson |
| Reed of Dallas | Thornberry |
| Rhodes | Thornton |
| Riddle | Walker |
| Roark | Weldon |
| Russell | Westbrook |
| Rutta | Winfree |
| Schuenemann | Wood |
| Settle | Worley |
| Shell | |

Nays—1

Mann

Present—Not Voting

Dollins

Palmer

Absent

| | |
|-----------|----------|
| Baker | Prescott |
| Bridgers | Reader |
| Cagle | Ross |
| Keefe | Sewell |
| Mauritz | Sharpe |
| Metcalfe | Stinson |
| Nicholson | Vale |
| Powell | Waggoner |

Absent—Excused

| | |
|--------|-------|
| Bond | Kern |
| Harper | Lucas |
| Herzik | |

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Petsch:

H. B. No. 1092, A bill to be entitled "An Act amending Articles 1961 and 1962, Revised Civil Statutes of the State of Texas as enacted in 1925, so as to provide for the regular term of the County Court for probate business as opening on each Monday of each week during the year and repealing the authority of the Commissioners Court to establish terms of the probate court; repealing Article 1963, Revised Civil Statutes of Texas as enacted in 1925; and providing for the validation of all judgments rendered at other than regular terms

of the Probate Court, and declaring an emergency."

Referred to the Committee on Judiciary.

The following House bill, introduced today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Alexander:

H. B. No. 1093, A bill to be entitled "An Act creating a special road law for Motley County, Texas, providing that said County may fund or refund the indebtedness outstanding against its road and bridge fund as of January 11, 1937, by the issuance of funding bonds, and setting forth the method of operation; providing that the general laws pertaining to roads and bridges shall be applicable to said County, when not in conflict with the provisions hereof; repealing all laws in conflict herewith; enacting provisions incident and relating to the subject and purpose of this Act, and declaring an emergency."

Referred to the Committee on Highways and Motor Traffic.

LEAVES OF ABSENCE GRANTED

(By unanimous consent)

Mr. Dean was granted leave of absence temporarily for today, on account of important State business, on motion of Mr. McKinney.

Mr. Herzik was granted leave of absence for this afternoon, on account of important business, on motion of Mr. Bell.

Mr. Bond was granted leave of absence for this afternoon, on account of important business, on motion of Mr. Johnson of Tarrant.

SENATE JOINT RESOLUTION ON FIRST READING

The following Senate Joint Resolution, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate Joint Resolution No. 16, to the Committee on Constitutional Amendments.

COMMUNICATION FROM RESETTLEMENT ADMINIS- TRATION

The Speaker laid before the House and had read the following communication:

Resettlement Administration
Washington

April 7, 1937

Louise Snow Phinney, Chief Clerk,
House of Representatives,
Austin, Texas.

Dear Mrs. Phinney:

Your letter dated March 6, addressed to the President, has been referred to this Administration for consideration and reply. Enclosed with your letter was a copy of a resolution adopted by the House of Representatives of the State of Texas, requesting that the Resettlement Administration allocate funds for the purchase and development of the Lost Pine Area in Bastrop County, Texas. Copies of the enclosed resolution have been forwarded to this Administration by several of the Members of Congress from the State of Texas.

A preliminary proposal for the purchase and development of an area of approximately 50,000 acres located in Bastrop County, Texas, has been prepared in the regional office at Dallas, Texas, and has been submitted to the Washington office. A preliminary examination of this proposal indicates that this proposed project is worthy of consideration, and that the area is one which could be developed and used effectively for reforestation, wild life conservation, and recreational purposes. However, it is not possible to consider the initiation of any new land use adjustment projects, at this time. All of the funds which have been made available to this Administration in connection with its land purchase program have been allotted to approved projects, and the money in turn has been committed by the acceptance of options on land.

We wish to express our appreciation of your interest, and the interest of the State of Texas, in our program, and sincerely regret that the limitation of funds will not permit the initiation of this project.

Sincerely yours,

(Signed) C. F. CLAYTON,
Chief Project Planning Sec-
tion Land Utilization Divis-
ion.

RECESS

On motion of Mr. Worley, the House, at 5:15 o'clock p. m., took recess until 10:00 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORT

The following committee filed a favorable report on the following bill:

Game and Fisheries: Senate Bill No. 317.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,

Austin, Texas, April 9, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 48, A bill to be entitled "An Act amending House Bill No. 8, page 2040, Chapter 495, Article 2, Section 3, of the Third Called Session of the Forty-fourth Legislature, more fully defining persons entitled to Old Age Assistance, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 51, A bill to be entitled "An Act to amend Article 2943, Revised Civil Statutes of 1925, State of Texas, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 115, A bill to be entitled "An Act to amend Article 1442, Chapter 10, Title 17 of the Penal Code of the State of Texas, 1925, by increasing the maximum penalty for the theft of sheep or goat from four years

to ten years, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 116, A bill to be entitled "An Act to amend Article 1441, Chapter 10, Title 17 of the Penal Code of the State of Texas, 1925, by increasing the maximum penalty for the theft of cattle or hog from four years to ten years, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred,

H. B. No. 163, A bill to be entitled "An Act to validate the organization and creation of all school districts, including common school districts, independent school districts, consolidated common school districts, all county line school districts, including county line common school districts, county line independent school districts, county line consolidated common school districts, county line consolidated independent school districts, rural high school districts, and all other school districts, whether created by General or Special Law or by County Boards of Trustees; providing no transfer of territory is validated by the Act unless authorized by an affirmative vote of voters in such districts; validating the acts of said County Boards of Trustees and Boards of Trustees of such districts; validating all proceedings and acts of said Boards of Trustees; validating all bonds voted, authorized and/or now outstanding of said districts; validating all tax levies made in behalf of said districts; authorizing and empowering all school districts mentioned in this Act to levy, assess, and collect the same rate of taxes as is now being levied, or attempted to be authorized by any act, or acts of said districts, or by any Act of the

Legislature; making certain exemptions, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 177, A bill to be entitled "An Act creating a School of Petroleum Engineering to be conducted in connection with and as a branch of the Agricultural and Mechanical College of Texas; prescribing the courses of instruction, the purposes and the field of operations of such school; making provisions for the appointment of the members of the faculty, their compensation and the purchase of the necessary equipment; fixing the qualifications of the students and relating the rules and regulations governing same; authorizing annual short courses for oil field workers to be conducted by the school; designating the place for holding such short courses, and defining the methods of their conduct; placing state-owned lands available for such purpose at the disposal of the school for its field operations; providing for the commercial development of such lands and the apportionment of the profits arising therefrom in the event of oil or other mineral discoveries by the school; making an appropriation for the establishment of the school, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 259, A bill to be entitled "An Act amending Title 25, Article 911b, Section 6, of the Revised Statutes of the State of Texas, 1925, (Acts, 1929, Forty-first Legislature, page 698, Chapter 314, as amended by Acts, 1931, Forty-second Legislature, page 480, Chapter 277, Section 6) providing for the sale, lease, assignment, and/or transfer of permits owned or obtained under this section; repealing all laws

or parts of laws in conflict therewith, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 284, A bill to be entitled "An Act amending Article 5714 of the Revised Civil Statutes of the State of Texas, of 1925, as amended by Chapter 83, Section 1, Acts of the Regular Session of the Forty-second Legislature, giving the Commissioner of Agriculture authority to make specific regulations with reference to Specifications and Tolerances for weighing and measuring devices and their use, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 291, A bill to be entitled "An Act to amend Chapter 83, Senate Bill 179, of the General Laws passed by the Forty-first Legislature of the State of Texas at its Second Called Session, by amending Section 4 of said Act by adding at the end of such Section the following: 'Provided, that any person who has to his credit in any standard college or university of Texas as much as six (6) hours of Government, shall be deemed to have met the requirements of this Section', and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 9, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 397, A bill to be entitled "An Act to provide for the purchase of a site and for the establishment, location, and construction of a hospital for the white mentally ill, naming the same, and providing for the care, treatment and support of white

mentally ill persons; to make an appropriation therefor, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 402, A bill to be entitled "An Act making an appropriation of Twelve Hundred Thirty-seven (\$1,237.00) Dollars to the Crane County Independent School District in order to refund to said District over payment of interest on school bonds made by said District on bonds held by the State Permanent School Fund, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 475, A bill to be entitled "An Act providing for the posting of legal notices at some place within the court house to be designated by the Commissioners Court; and making this Act cumulative of all laws on the subject of posting of notices wherever such posting is required by law; and providing for the designation of the place or places where such notices shall be posted."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 480, A bill to be entitled "An Act amending Subsection (a) of Section 16 of Article 7076, Title 122 of the Revised Civil Statutes of Texas; providing certain regulations regarding the opening of any safety deposit box belonging to the decedent prior to the delivery of the same to the heirs or legal representatives, providing a penalty, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 539, A bill to be entitled "An Act to amend Article 1063 of the Penal Code of the State of Texas of 1925 so as to include milk bottle cases, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 553, A bill to be entitled "An Act amending Article 5453, Revised Civil Statutes of Texas, 1925, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 588, A bill to be entitled "An Act validating all cities of less than five thousand heretofore incorporated or attempted in good faith to be incorporated under the General Laws of the State of Texas under the commission form of government, validating all elections, election orders, election proceedings, affidavits and orders of incorporation and all governmental proceedings performed in good faith by the governing bodies of such cities or towns since their incorporation, or attempted incorporation, providing the provisions hereof shall affect no city or town now in litigation, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 634, A bill to be entitled "An Act to amend Subdivision 38, of Article 19, Title 8, Revised Statutes

of 1925, as amended by Act of the Forty-first Legislature at its Regular Session, page 125, Chapter 60, Sections 1, 2 and 3, and providing for changing and prescribing terms and times for holding the Courts in the Counties composing the 38th Judicial District of Texas; validating and continuing all processes and writs, bonds and recognizances, and making them returnable to the terms of Court in the several counties as herein fixed; to validate the summoning of grand and petit jurors under the present law so as to render them available under this Act; to repeal all laws and parts of laws in conflict herewith; and providing the time this Act shall take effect, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 710, A bill to be entitled "An Act designated as Article 307, Revised Civil Statutes, providing for exemption of bar examination applicants."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 725, A bill to be entitled "An Act to amend Section 14 of Chapter 282, Senate Bill No. 82, Acts of the Regular Session, Forty-first Legislature; to amend Sections 4, 5, 7, 8 and 18, Chapter 282, Senate Bill No. 82, Acts of the Regular Session, Forty-first Legislature as amended by Chapter 174, Senate Bill No. 279, Acts of the Regular Session of the Forty-second Legislature; . . . etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 9, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 726, A bill to be entitled "An Act (1 and 2) to create and

establish San Antonio River Canal and Conservancy District under authority of Section 59 of Article XVI of the Constitution of Texas, to be a Governmental Agency, a Body Politic, municipal and corporate; also stating the intent and defining certain words and expressions as used in this Act; (3) designating the area to be embraced in the District and making provision for excluding lands from, or adding lands to, the area of the District and prescribing the manner for so doing; . . . etc., and providing a day upon which this Act is to be effective."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 774, A bill to be entitled "An Act amending certain sections of Senate Bill No. 146 passed by the Regular Session of the Forty-fourth Legislature of the State of Texas, to-wit: Sections 5, 8, 11, 12, 15, 16, 17, and 23; providing for the Public Safety Commission to appoint a Director and an Assistant Director whose salaries shall be fixed by the Legislature; providing for the Director with the advice and consent of the Commission to appoint Chiefs of the several bureaus; providing for Texas Ranger captains, headquarters sergeant, and privates; providing that the Texas Highway Patrol Division shall consist of the Chief Patrol Officer, captains, sergeants, and privates as may be authorized by the Legislature, and such administrative and clerical help as determined by the Commission; providing for the Director with the advice and consent of the Commission, to name the Chief of the Bureau of Communications; . . . etc., and creating an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 777, A bill to be entitled "An Act amending Article 7331, Re-

vised Civil Statutes of Texas, 1925, as amended by Chapter 20, paragraph 8, Acts of the Forty-first Legislature, Fourth Called Session, by adding thereto a section to be known as Article 7331a providing that the Tax Assessor-Collector in each county shall be entitled to a fee of \$1.00 for preparing and issuing redemption receipts and certificates; reporting and crediting redemptions; posting Comptroller's redemption numbers on the delinquent tax record or annual delinquent list; mailing certificates of redemption to taxpayers after approval by the Comptroller; and for issuing receipts or certificates of redemption for property shown on the annual delinquent list for each of the years 1930, 1931, 1932, 1933, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 785, A bill to be entitled "An Act amending Section 10, Acts of 1935, Second Called Session of the Forty-fourth Legislature, page 1800, Chapter 467, House Bill 77, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 806, A bill to be entitled "An Act declaring the Collared Peccary or Javelina a game animal; providing an open season for taking same and the number that may be taken or possessed; prohibiting the sale of any Peccary or part of such animal; providing a suitable penalty, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 880, A bill to be entitled "An Act to amend the Acts of 1933, Forty-third Legislature, Regular Session, page 547, Chapter 178, Section 13, relating to the issuance and manufacturing of the license number plates so as to provide for the issuing of a late license number plate, seal, sticker, or device, as the State Highway Commission may direct, for attaching same and relating to the State Penitentiary furnishing license number plates and road signs, providing for the purchasing of road signs by the State Board of Control on requisition of the State Highway Department; the Acts of 1929, Forty-first Legislature, Second Called Session, page 172, Chapter 88, Section 13-a, relating to replacement of number plates so as to provide for replacement of license number plates, seals, stickers, and/or devices; the Acts of 1934, Forty-third Legislature, ... etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 893, A bill to be entitled "An Act to amend Section 6 of House Bill No. 303, Chapter 245, page 856 of the Acts of the Regular Session of the Forty-third Legislature as amended by House Bill 373, Chapter 264, page 651 of the Acts of Regular Session of the Forty-fourth Legislature to exempt from the provisions thereof associations which are not operated for profit and which pay no salaries or commissions to anyone and which limit their membership to employees and the families of employees of any designated firm, corporation or individual; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 918, A bill to be entitled "An Act amending Article 3771 of Title 56 of the Revised Civil Statutes of Texas, 1925, Edition, by making an addition thereto providing for the withholding of execution after judgment in case of inability of the defendant to make supersedeas bond under certain conditions, and providing for motion and hearing before District or County Court to establish facts as to those conditions, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 938, A bill to be entitled "An Act amending Article 3605, to provide for the appointment of a guardian for a non compus mentis interested in an estate subject to division; providing for appointment of a guardian ad litem and/or attorney to represent non-residents and unknown parties having an interest in said property, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 940, A bill to be entitled "An Act making theft of wool or mohair or edible meat a felony; prescribing penalties therefor, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 984, A bill to be entitled "An Act providing for a closed season

for the killing, taking or possessing of squirrel in the County of Wharton, Texas, during the months of January, February, and March of each year; providing a penalty for the violation of the provisions of this Act; repealing any provisions of law in conflict herewith, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 990, A bill to be entitled "An Act to create a more efficient Road Law for Burnet County, providing the payment of a tax of Three Dollars (\$3.00) by all persons in said County, subject to road duty under the General Laws, or the performance of certain manual labor on the road, in the discharge of said road duty; providing the manner of assessing and collecting said road tax, and providing a penalty for failure or refusal to perform said road duty, repealing all laws in conflict herewith, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 991, A bill to be entitled "An Act providing for the creation of corporations for the purpose of establishing, maintaining, operating and engaging in the business of grading, constructing of terraces and drainage structures and all other forms of dirt construction work, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 992, A bill to be entitled "An Act providing for trials of the

contest of local option elections held pursuant to the terms of the Liquor Control Act; providing the time and manner in which such local option elections may be contested; prescribing the effect to be given the judgment of the courts in which said election is contested, and providing further that when no contest is filed within the time and the manner herein provided, that the legality of the election shall be conclusively presumed and shall be binding upon all courts, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 998, A bill to be entitled "An Act fixing the salaries of certain county officials in certain counties with a population of not less than twelve thousand, two hundred twenty-seven (12,227) and not more than twelve thousand two hundred thirty (12,230) according to the last preceding Federal Census of 1930, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1005, A bill to be entitled "An Act amending Title 25 of Article 911b, Section 6, paragraph (d) of Vernon's Annotated Texas Statutes by providing that the Railroad Commission of Texas may issue special permits to transport used office furniture and equipment for hire by motor vehicles, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1006, A bill to be entitled "An Act to amend Chapter 57 of the

Acts of the Forty-first Legislature of Texas, Regular Session, by amending Section 12 thereof so as to provide for the funding of scrip and warrant indebtedness of the road and bridge fund of Montgomery County, Texas, legally incurred prior to January 1, 1937; and by adding to said Act Section 13b, validating, ratifying, legalizing and confirming an issue of \$65,391.77 of road and bridge funding warrants of said County, dated November 1, 1936, and authorizing the funding thereof into coupon bonds of said County, in accordance with the terms and provisions of this Act; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1008, A bill to be entitled "An Act to amend Article 1302, Title 32, of the Revised Civil Statutes of Texas, of 1925, by adding another subdivision thereto authorizing private corporations to be created for the purpose of providing for the registration, preservation of the purity of blood, and improvement in the breeding of any species or class of livestock, and to keep, maintain and publish in suitable form the history, record and pedigree thereof, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1010, A bill to be entitled "An Act establishing a County Law Library in counties in this State having three or more District Courts sitting for all of its terms or some of its terms with both civil and criminal jurisdiction, none of which have more than four terms a year and one which sits and has jurisdiction in not less than two other counties; providing a fund to be administered by the Commissioners' Court to be raised by col-

lecting \$1.00 as costs in each case filed in any of said Courts in said county except delinquent tax suits and including all Civil and Criminal County Courts or District Courts; providing, however, that the county shall in no event be liable for any cost in any civil or criminal case; providing for a custodian or librarian and his salary; providing for housing and management, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1026, A bill to be entitled "An Act amending Chapter 4, Acts of the Regular Session of the Forty-fourth Legislature, 1935, same being House Bill No. 226 of said Regular Session, authorizing the Criminal District Attorney of the One Hundred Twenty-fourth Judicial District of Texas to appoint two assistants; providing for the appointment, if necessary, of a criminal investigator and stenographer; . . . etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1030, A bill to be entitled "An Act to amend Article 6711-a, Chapter 33, Acts of the Regular Session, as amending Chapter 2, of Title 116, of the Revised Civil Statutes of Texas, 1925, by providing that upon application of ten (10) or more resident citizens of the Counties of Leon, Madison and Anderson, or one person living within an enclosure of five hundred (500) acres or more in said Counties, the Commissioners Court of said County shall open a road through said enclosure of land; . . . etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1043, A bill to be entitled "An Act declaring all motor vehicle registration or license plates to be the property of the State Highway Commission of Texas until duly or lawfully purchased for use upon a motor vehicle owned by the purchaser thereof; declaring it unlawful for any tax assessor-collector, tax collector or other officer to sell, transfer, convey or otherwise deliver any registration or license plate for any consideration other than the full value thereof paid in lawful money; declaring that any violation of the provisions of this Act shall constitute a misdemeanor and prescribing a punishment upon conviction; fixing venue of such prosecution in Travis County, Texas; declaring the terms of this Act to be severable; repealing all laws in conflict, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1045, A bill to be entitled "An Act declaring it unlawful for any person to sell, take or have in his possession for barter or sale after the passage of this Act, for a period of five (5) years, any wild fox or the pelts thereof in the Counties of Hunt and Rains, State of Texas, and providing a penalty therefor, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1048, A bill to be entitled "An Act granting the Commissioners Court of Taylor County permission to pay out of the General Fund of said County bounties for the destruction of

rabbits and ravens, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1053, A bill to be entitled "An Act fixing an open season or period of time when it shall be lawful to hunt, take or kill wild mourning doves in the South White Wing Zone; amending Article 879a of the Penal Code of Texas as amended by the Acts of 1929, Forty-first Legislature, page 173, Chapter 74, paragraph 1; . . . etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1054, A bill to be entitled "An Act requiring all Superintendents of public schools, or if no Superintendent, then the Principal or person in charge, to keep a finger print record of every child attending said school; providing that such finger print records shall be used for school purposes only; prescribing a penalty for the failure or refusal of such school officials to keep said finger print records, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1055, A bill to be entitled "An Act to amend Article 492 of Chapter 8, Title 16 of the Revised Civil Statutes of Texas, 1925, with respect to State control of banking institutions; providing that corpora-

tions organized under such title are declared to be governmental instrumentalities of the State; repealing all laws in conflict, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1057, A bill to be entitled "An Act providing that in certain counties convicts, either laying their fines out in jail or working such fines out on the County Farm or on the county roads or other public works shall receive a credit therefor of \$1.00 per day for each day worked, or spent in jail, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 12, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 1076, A bill to be entitled "An Act making certain emergency appropriations out of the General Fund of the State of Texas for the support and maintenance of the Board of Pardons and Paroles of Texas, created by an amendment to the Constitution of the State of Texas adopted at the November General election, 1936, and which became effective February 1st, 1937, for the balance of the fiscal year, beginning February 1st, 1937, and ending August 31st, 1937, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 632, A bill to be entitled "An Act providing for the codifying

and publishing of all city ordinances of every incorporated city, town, and village and every city, town and village operating under a home rule charter, defining the term codifying, providing that such ordinances when codified shall be accessible to the public, providing for a penalty for failure to keep such ordinances accessible to the public, providing for the invalidating of all ordinances that are not codified, repealing all laws and parts of law in conflict herewith, and containing a saving clause."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.
Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 863, A bill to be entitled "An Act increasing the allowance for office and traveling expenses for County Superintendents in all counties containing a population according to the last preceding Federal Census of not less than 8,600 nor more than 8,650, and not less than 5,550 nor more than 5,600, and not less than 12,150 nor more than 12,200, and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

In Memory of
Mr. Charles H. Knight

Mr. Felty offered the following resolution:

Whereas, The House of Representatives has just learned with sorrow of the passing of Mr. Charles F. Knight of Austin, the father of Woodrow Knight, on April 11, 1936; and

Whereas, Woodrow Knight has served in the House as a page and clerk for several sessions; and

Whereas, Charles F. Knight was a valued citizen of Austin and his death brings sorrow to his friends in this House; and

Whereas, The Members of the House extend their sympathy in this hour of sadness and bereavement to Woodrow Knight, his mother, Mrs. Jennie Knight, and other members of his family; now, therefore, be it

Resolved by the Members of the House of Representatives, That a copy of this resolution be spread upon the minutes of the House Journal today and that copies be sent to members of the family.

FELTY,
HOSKINS,
MORRIS,
JACKSON,
ALEXANDER,
SETTLE.

The resolution was read second time.

Signed—Calvert, Speaker; Adkins, Alsup, Amos, Baker, Bates, Beckworth, Bell, Blankenship, Boethel, Bond, Boyer, Bradbury, Bradford, Bridgers, Broadfoot, Brown, Burton, Cagle, Callan, Carssow, Cathey, Cauthorn, Celaya, Cleveland, Colquitt, Davis of Haskell, Davis of Jasper, Davison of Fisher, Davisson of Eastland, Dean, Deglandon, Derden, Dickson, Dollins, England, Farmer, Fielden, Fox, Fuchs, Gibson, Graves, Hamilton, Hankamer, Hanna, Harbin, Hardin, Harper, Harrell, Harris of Archer, Harris of Dallas, Harris of Dickens, Hartzog, Heflin, Herzik, Holland, Howard, Huddleston, Hull, Hyder, James, Johnson of Ellis, Johnson of Tarrant, Jones of Angelina, Jones of Atascosa, Jones of Falls, Jones of Wise, Keefe, Keith, Kelt, Kenyon, Kern, King, Knetsch, Langdon, Lankford, Lanning, Leath, Leonard, Leyendecker, Little, Loggins, London, Lucas, Mann, Mauritz, Mays, McConnell, McCracken, McDonald, McFarland, McKee, McKinney, Metcalfe, Moffett, Monkhouse, Morse, Newton, Nicholson, Oliver, Palmer, Patterson of Mills, Patterson of Travis, Petsch, Pope, Powell, Prescott, Quinn, Ragsdale, Reader, Reed of Bowie, Reed of Dallas, Rhodes, Riddle, Roark, Ross, Russell, Rutta, Schuenemann, Sewell, Sharpe, Shell, Simpson, Skaggs, Smith of Hopkins, Smith of Matagorda, Smith of Tarrant, Stevenson, Stinson, Stocks, Talbert, Tarwater, Tennant, Tennyson, Thornberry, Thornton, Vale, Waggoner, Walker, Weldon, Westbrook, Winfree, Wood and Worley.

On motion of Mr. Bell, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted.